

Health and Human Services Appropriations Bill House File 2526

Last Action:
House Appropriations
Committee
March 11, 2010

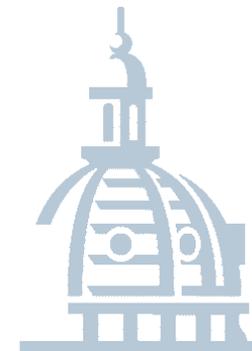
An Act relating to and making appropriations for health and human services and including other related provisions and appropriations, providing penalties, and providing effective, retroactive, and applicability date provisions.

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

Fiscal Services Division

LSA Contacts: Jess Benson (281-4611)
Deborah Helsen (281-6764)
Sue Lerdal (281-7794)



FUNDING SUMMARY

- Appropriates a total of \$942.6 million from the General Fund and 7,035.3 FTE positions to the Department on Aging, Departments of Public Health, Human Services, and Veterans Affairs, and the Iowa Veterans Home. This is a decrease of \$180.1 million and an increase of 46.6 FTE positions compared to estimated net FY 2010.
- Appropriates a total of \$470.0 million from other funds. This is an increase of \$9.8 million compared to estimated net FY 2010. This includes:
 - \$90,000 from the Merchant Marine Bonus Fund to supplement the Veteran County Grant Program. This is a new appropriation for FY 2011. (Page 13, Line 29)
 - \$155.2 million from the Temporary Assistance to Needy Families (TANF) Fund to the Department of Human Services. This is an increase of \$12.5 million compared to estimated net FY 2010. (Page 14, Line 5 through Page 19, Line 14)
 - \$48.3 million from the Senior Living Trust Fund (SLTF) to the Department on Aging, the Departments of Human Services, and the Iowa Finance Authority. This is an increase of \$20.1 million compared to estimated net FY 2010. (Page 59, Line 26 through Page 61, Line 35)
 - \$4.0 million from the Pharmaceutical Settlement Account to Medical Contracts. This is an increase of \$2.7 million compared to estimated net FY 2010. (Page 61, Line 2)
 - \$147.3 million from the IowaCare Account to the University of Iowa Hospitals and Clinics and its physicians, Polk County Broadlawns Medical Center, federally qualified health centers, and certain IowaCare nonparticipating providers. This is an increase of \$27.0 million compared to estimated net FY 2010. (Page 62, Line 10 through Page 66, Line 28)
 - \$5.2 million from the Health Care Transformation Account (HCTA) to the DHS. This is a decrease of \$200,000 compared to estimated net FY 2010. (Page 66, Line 29 through Page 68, Line 8)
 - \$108.6 million from the Health Care Trust Fund to the DHS. This is an increase of \$8.0 million compared to estimated net FY 2010. The entire FY 2011 appropriation from the Health Care Trust Fund goes to Medicaid. Other FY 2010 appropriations are transferred to the General Fund. (Page 24, Line 12)
 - \$1.3 million from the Medicare Fraud Account of the Department of Inspections and Appeals. This is a new appropriation for FY 2011. (Page 68, Line 9)
- Increases the funds available for the FY 2010 IowaCare appropriation to Broadlawns Medical Center by \$1.0 million. (Page 79, Line 24)
- The DHS received \$100,163 and the DPH received \$4.4 million in FY 2010 supplemental funding in SF 2366 (FY 2010 Supplemental Appropriations Act) that are not included in the calculations in this Bill.

FY 2010 SUPPLEMENTAL FUNDING

**MAJOR INCREASES, DECREASES,
AND TRANSFERS OF EXISTING
PROGRAMS**

Makes the following General Fund or other fund changes for FY 2011:

- **Department on Aging:** An increase of \$201,000 and a decrease of 1.5 FTE positions compared to estimated net FY 2010 with a change in funding source from the Health Care Trust Fund to the General Fund for that amount. (Page 1, Line 8)
- **Department of Public Health:** An increase of \$7.4 million and no change in FTE positions compared to estimated net FY 2010. The significant changes result from a change in funding source from the Health Care Trust Fund to the General Fund and include:
 - An increase of \$3.2 million and no change in FTE position for Addictive Disorders. (Page 2, Line 35)
 - An increase of \$669,000 and no change in FTE positions for Healthy Children and Families. (Page 5, Line 8)
 - An increase of \$1.2 million and no change in FTE positions for Chronic Conditions. (Page 6, Line 13)
 - An increase of \$1.8 million and no change in FTE positions for Community Capacity. (Page 7, Line 12)
 - An increase of \$535,000 for Healthy Aging. (Page 10, Line 35)
- **Department of Human Services:** A decrease of \$175.6 million and an increase of 71.5 FTE positions compared to estimated net FY 2010. The changes include:
 - An increase of \$602,000 for the Family Investment Program. (Page 22, Line 5)
 - A decrease of \$251,000 for the Child Support Recovery Unit. (Page 23, Line 6)
 - A decrease of \$191.2 million for the Medical Assistance Program. (Page 24, Line 20)
 - A decrease of \$2.6 million for Medical Contracts. (Page 31, Line 4)
 - An increase of \$1.8 million for State Supplementary Assistance. (Page 31, Line 19)
 - An increase of \$10.5 million for the State Children's Health Insurance Program. (Page 32, Line 15)
 - A decrease of \$222,000 for the Child Care Assistance Program. (Page 33, Line 1)
 - An increase of \$2.1 million and no change in FTE positions for the two juvenile institutions. (Page 35, Lines 14 and 19)
 - A decrease of \$1.9 million for Child and Family Services. (Page 35, Line 30)
 - An increase of \$462,000 for the Adoption Subsidy Program. (Page 41, Line 30)
 - A decrease of \$355,000 for the Family Support Subsidy Program. (Page 43, Line 5)
 - An increase of \$1.9 million and no change in FTE positions for the four Mental Health Institutes. (Page 44, Line 7 through Line 27)

**EXECUTIVE SUMMARY
NOBA**

**HOUSE FILE 2526
HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL**

**MAJOR INCREASES, DECREASES,
AND TRANSFERS OF EXISTING
PROGRAMS (CONTINUED)**

- A decrease of \$1.3 million and an increase of 74.98 FTE positions for the two State Resource Centers. (Page 45, Line 5 through Line 10)
- An increase of \$458,000 and no change in FTE positions for the Sexual Predator Commitment Program. (Page 49, Line 11)
- A decrease of \$3.6 million and no change in FTE positions for Field Operations and General Administration. (Page 49, Line 33 and Page 50, Line 11)
- ***Veterans Affairs:*** An increase of \$38,000 and no change in FTE positions from the General Fund for the Department of Veterans Affairs compared to estimated net FY 2010. This includes:
 - An increase of \$128,000 for the Injured Veterans Grant Program. This is a result of the tracking document showing the impact of the FY 2010 across-the-board reduction on an appropriation from a previous year that is carried forward. There is no net change to the funding available for the Program.
 - A decrease of \$90,000 for the County Veterans Grant Program. This same amount is provided by an appropriation from the Merchant Marine Bonus Fund for FY 2011. (Page 13, Line 19 and line 29)
 - Transfers \$1.0 million from the Veterans Home to the DHS Field Operations budget unit to supplement that appropriation. (Page 77, Line 27)
- ***University of Iowa and additional providers within the IowaCare Program:***
 - Provides a new contingent appropriation of \$12.0 million for the physicians associated with the University of Iowa Hospitals and Clinics. (Page 64, Line 3)
 - Provides a new contingent appropriation of \$6.0 million for the federally qualified health centers that are part of the IowaCare regional provider network. (Page 66 Line 8)
 - Provides a new contingent appropriation of \$2.0 million for nonparticipating providers of the IowaCare Program. (Page 66, Line 20)
- ***Department of Human Services (DHS):***
 - Requires the Department of Human Services (DHS) to maximize allowable federal matching funds for food stamp employment and training. Requires the DHS to expand usage of the food assistance program and complying with federal requirements regarding incarcerated or other ineligible applicants. (Page 20, Line 26 and Line 35)
 - Permits the DHS to transfer Executive Order 20 savings from Medicaid to supplement the medical contracts appropriation. (Page 30, Line 10)
 - Requires the DHS to request and implement if approved a federal waiver to add assisted living services to the home and community-based services for the elderly under the Medicaid Program. (Page 30, Line 17)
 - Requires the Department of Inspections and Appeals (DIA) to provide the State matching funds for the survey and certification costs performed by the DIA. (Page 31, Line 14)

STUDIES AND INTENT LANGUAGE

**STUDIES AND INTENT LANGUAGE
(CONTINUED)**

- Requires the DHS to prioritize full coverage of children’s health insurance before supplemental dental services. (Page 32, Line 31)
- Requires the DHS to prioritize the child care assistance payments before other expenditures from the child care appropriation. (Page 34, Line 20)
- Specifies legislative intent regarding avoidance of a waiting list in FY 2011 with expectation of sufficient funding for child care subsidy assistance in FY 2011. (Page 34, Line 20)
- Requires the Child Welfare Advisory Committee to issue recommendations relating to child welfare emergency services. (Page 37, Line 28)
- Requires the DHS to use \$17,000 the child and family services funding to support the Interstate Compact for Juveniles. (Page 39, Line 34)
- Requests the Governor’s Developmental Disabilities Council to facilitate a workgroup to study residential care facilities. (Page 48, Line 24)
- Requires the DHS to develop a plan for transitioning administration of the remedial services program from a fee-for-service to the Iowa Plan by December 31, 2010, and implementation by June 30, 2011. (Page 50, Line 27)
- Requires the DHS to submit proposed rules that have a fiscal impact that were not included in the FY 2011 budget to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee and the Appropriations Committees prior to the submittal for the administrative rules process. (Page 58, Line 27)
- Limits the number of the Medicaid home and community-based services intellectual disabilities waiver openings. Requires the DHS to implement a statewide allocation method and convene a working group for criteria prioritization. (Page 80, Line 15)

SIGNIFICANT CODE CHANGES

- ***Department on Aging:***
 - Defers implementation of the certified retirement communities program until the Department on Aging has the resources for implementation, as determined by the Director. (Page 74, Line 20)
 - Eliminates the annual training requirements for the Area Agencies on Aging board of directors. (Page 74, Line 31)
 - Delays implementation of dementia training and education programs until the Director determines funding is available. (Page 74, Line 34)
- ***Department of Public Health (DPH):***
 - Requires the DPH to use the lead certification fee revenue for related FTE positions and costs. (Page 74, Line 5)
 - Extends the Health Care Continuum Pilot Project until June 30, 2012. (Page 76, Line 25)
 - Extends the reporting deadline for the advisory council for the Health Care Continuum Pilot Project until January 1, 2012, and delineates counties to be included. (Page 77, Line 11)

SIGNIFICANT CODE CHANGES
(CONTINUED)

FY 2009 CARRYFORWARDS,
REDUCTIONS, OR
SUPPLEMENTALS

- ***Department of Public Health (DPH):***
 - Changes the DPH Office of Multicultural Health to the Office of Minority and Multicultural Health and reflects changes in duties of the Office. (Page 102, Line 25)
- ***Department of Human Services (DHS):***
 - Reduces the FY 2011 appropriation in SF 478 (FY 2011 Standing Appropriations Act) for mental health allowed growth and provides for the FY 2011 distribution of the funds. (Page 69, Line 1 through Page 73, Line 34)
 - Extends the period of time until the end of FY 2011 for the mental health regional service network pilot project. (Page 75, Line 12)
 - Provides an interstate compact for juveniles and makes Code changes to reflect the updated compact. (Page 81, Line 1 through Page 102, Line 22)
 - Prohibits the DHS from issuing a license to children centers without a standards compliance inspection. (Page 103, Line 15)
 - Reduces the amount of funding transferred from the General Fund to the Health Care Trust Fund. (Page 105, Line 2)
 - Exempts certain residents of certain health care facilities, persons eligible for the home and community-based services waiver program, and participants in a Medicaid employment service program from the sex offender facility employee limitation. (Page 105, Line 16)
- ***Department of Management (DOM):*** Replaces the Department of Education with the DOM for responsibility to submit proposed corrective legislation to the 2011 General Assembly if an Early Childhood Iowa State Board is created. (Page 105, Line 32)
- ***Department of Veterans Affairs:***
 - Requires the Iowa Veterans Home to transfer up to \$1.0 million of the FY 2010 carryforward to the DHS field operations appropriation for FY 2011. (Page 77, Line 27)
 - Requires funds remaining from the Vietnam Veteran Bonus Fund to carry forward to FY 2011. (Page 75, Line 23)
 - Requires funds remaining from the Injured Veteran Grant Program to carry forward to FY 2011. (Page 75, Line 32)
- ***Department of Human Services:***
 - Decreases the previously enacted FY 2011 appropriation for the Medicaid, Healthy and Well Kids in Iowa (hawk-i), and hawk-i Expansion Programs. (Page 76, Line 7)
 - Eliminates the requirement that DHS adopt rules to extend the period for annual renewal by medical assistance members by mailing the renewal form to the member on the first day of the month prior to the month of renewal. (Page 77, Line 24)
 - Requires nonreversion of the FY 2010 TANF Family Investment Program appropriation through FY 2011. (Page 78, Line 7)

**EXECUTIVE SUMMARY
NOBA**

**HOUSE FILE 2526
HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL**

**FY 2009 CARRYFORWARDS,
REDUCTIONS, OR
SUPPLEMENTALS (CONTINUED)**

EFFECTIVE DATES

RETROACTIVE APPLICABILITY

- Requires nonreversion of funds remaining from the FY 2009 appropriations from the behavioral health services account to FY 2011 for the emergency and children mental health funding and child welfare training. The remaining funds are appropriated to Medicaid. (Page 78, Line 17)
- Requires nonreversion of the remainder of the FY 2010 State Supplementary Assistance appropriation. (Page 79, Line 6)
- Requires nonreversion of funds remaining from the FY 2010 appropriation for child development programming in the Oakridge neighborhood in the city of Des Moines in Polk County. (Page 79, Line 16)
- Increases the funds available for the FY 2010 IowaCare appropriation to Broadlawns Medical Center by \$1.0 million. (Page 79, Line 24)
- Requirement that the DHS and juvenile court services develop an FY 2011 funding distribution plan. (Page 59, Line 13)
- Division VII is effective on enactment. (Page 80, Line 27)
This includes the following provisions:
 - Deferral of implementation of the certified retirement communities program until the Department on Aging has the resources for implementation.
 - Elimination of the annual training requirements for the area agencies on aging board of directors.
 - Delay of implementation of dementia training and education programs.
 - Extension until the end of FY 2011 for the mental health regional service network pilot project.
 - Nonreversion of the Vietnam Veteran Bonus Program funding.
 - Nonreversion of the Injured Veteran Grant Program.
 - Decrease of the previously enacted FY 2011 appropriation for the Medicaid, hawk-i, and hawk-i Expansion Programs.
 - Extension of the health care continuum pilot project until June 30, 2011.
 - Striking the requirement that DHS adopt rules to extend the period for annual renewal by medical assistance members by mailing the renewal form to the member on the first day of the month prior to the month of renewal.
 - Requiring the Iowa Veterans Home to transfer up to \$1.0 million of the FY 2010 carryforward to the DHS field operations appropriation for FY 2011.
 - Nonreversion of the FY 2010 TANF Family Investment Program appropriation.
 - Extension and nonreversion of funds for the emergency and children's mental health projects.
 - Nonreversion of the remainder of the FY 2010 State Supplementary Assistance appropriation to FY 2011 for the same purpose.
 - Increase in the funds available for the FY 2010 IowaCare appropriation to Broadlawns Medical Center by \$1.0 million.
 - Limiting the number of the Medicaid home and community-based services intellectual disabilities waiver openings.
- The requirement that the DPH use lead certification fee revenue for FTE positions and related costs is retroactive to July 1, 2009. (Page 80, Line 30)

House File 2526 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
4	23	2.1(2)(a)	Nwthstnd	Sec. ALL	Substance Abuse System
14	28	6.2	Nwthstnd	Sec. 8.33	Nonreversion of Contract Services Funds
15	7	6.3	Nwthstnd	Sec. 8.33	FY 2008 FaDSS Carryforward
17	3	6.13	Nwthstnd	Sec. ALL	TANF Emergency Appropriation
22	14	8.3	Nwthstnd	Sec. 8.39	DHS Authority to Transfer TANF Funds
29	32	11.19	Nwthstnd	Sec. 8.33	Medicare Clawback Carryforward
35	2	16.8	Nwthstnd	Sec. 8.33	Child Care Assistance Carryforward
37	22	18.7(a)	Nwthstnd	Sec. 234.35	Shelter Care Target
38	4	18.8	Nwthstnd	Sec. 8.33	CFS Carryforward
39	1	18.10(c)	Nwthstnd	Sec. 232.141	JCS Funding Distribution
39	10	18.10(d)	Nwthstnd	Chpt. 232	JCO Limitations
39	26	18.10(e)	Nwthstnd	Sec. ALL	JCO Limitations
42	8	19.3	Nwthstnd	Sec. 8.33	Adoption Carryforward
42	21	20	Nwthstnd	Sec. 232.142(3)	Juvenile Detention Fund
46	31	25.3	Nwthstnd	Sec. 8.33	State Cases Program Carryforward
54	10	32.1(j)	Nwthstnd	Sec. ALL	Anesthesiologist Reimbursement Rate Increase
54	14	32.1(k)	Nwthstnd	Sec. 249A.20	Provider Rates
55	29	32.4	Nwthstnd	Sec. 234.38	Foster Care Rates
57	12	32.9(b)	Nwthstnd	Sec. 232.141(8)	Shelter Care Reimbursement
57	18	32.1	Nwthstnd	Sec. ALL	Inflation Rate for ICF/MR Reimbursement Rates
60	23	36.2	Nwthstnd	Sec. 249H.7	Senior Living Programs
63	13	40.1(a)	Nwthstnd	Sec. ALL	IowaCare Distribution of Funds
64	16	40.3	Nwthstnd	Sec. ALL	IowaCare Payment
68	1	42.9	Nwthstnd	Sec. 8.39(1)	Funds Transfer
68	20	43	Nwthstnd	Sec. 8.33	Carryforward of Medicaid Funds
69	1	44	Amends	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth

Page #	Line #	Bill Section	Action	Code Section	Description
69	22	45.1	Amends	Sec 1, Chapter 179, 2009 Iowa Acts	Purchase of Services Contracts
69	34	45.2	Adds	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth
70	31	45.3	Adds	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth
71	3	45.4-6	Adds	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth
74	5	46	Amends	Sec. 135.105A(5), 2009 Code Supplement	Lead Training and Certification Program
74	20	47	Amends	Sec. 231.24(9)	Certified Retirement Communities
74	31	48	Amends	Sec. 231.33(19)	AAA Board Training
74	34	49	Amends	Sec. 3, Chapter 1040, 2008 Iowa Acts	Dementia Training
75	12	50	Amends	Sec. 59, chapter 1187, 2008 Iowa Acts	Regional Mental Health Pilot Project
75	23	51	Amends	Sec. 82, Chapter 182, 2009 Iowa Acts	Vietnam Veteran Bonus Funding Carryforward
75	32	52	Amends	Sec. 83, Chapter 182, 2009 Iowa Acts	Injured Veteran Grant Program Carryforward
76	7	53	Amends	Sec. 16, Chapter 1188, 2008 Iowa Acts	Medicaid, hawk-i Appropriation
76	25	54.1	Amends	Sec. 36.1, Chapter 1188, 2008 Iowa Acts	Patient Decision Making Pilot Project
77	11	Sec. 54.2	Amends	Sec. 36.2, Chapter 1188, 2008 Iowa Acts	Patient Autonomy Advisory Council Reporting
77	24	55	Amends	Sec. 38.3, Chapter 118, 2009 Iowa Acts	Medicaid Paperwork Requirements
77	27	56	Amends	Sec. 3.2, Chapter 182, 2009 Iowa Acts	Use of Iowa Veterans Home FY 2010 Carryforward
78	7	57	Amends	Sec. 5, Chapter 182, 2009 Iowa Acts	TANF Carryforward
78	17	58	Amends	Sec. 9.16(b), Chapter 182, 2009 Iowa Acts	Behavioral Health Account
79	6	59	Nwthstnd	Sec. 8.33	State Supplementary Assistance Carryforward

Page #	Line #	Bill Section	Action	Code Section	Description
79	16	60	Amends	Sec. 14.9, Chapter 182, 2009 Iowa Acts	Oak Ridge Child Care Carryforward
79	24	61	Amends	Sec. 48.3	FY 2010 IowaCare Broadlawns Appropriation
81	1	59	Amends	Sec. 232.2(29), 2009 Code Supplement	Interstate Compact for Juveniles
102	25	67	Amends	Sec. 135.12, Code 2009	Office of Minority and Multicultural Health
103	15	68	Amends	Sec. 237B.1, 2009 Code Supplement	Child Care Centers
105	2	69	Amends	Sec. 435A.35(1)	Health Care Trust Fund Transfer
105	16	70	Amends	Sec. 692A.115	Sex Offender Employment
105	32	71	Amends	Sec. 361.2, SF 2088	Empowerment Lead Agency Technical Correction

1 1 DIVISION I
1 2 DEPARTMENT ON AGING

1 3 Section 1. DEPARTMENT ON AGING. There is appropriated from
1 4 the general fund of the state to the department on aging for
1 5 the fiscal year beginning July 1, 2010, and ending June 30,
1 6 2011, the following amount, or so much thereof as is necessary,
1 7 to be used for the purposes designated:

1 8 For aging programs for the department on aging and area
1 9 agencies on aging to provide citizens of Iowa who are 60 years
1 10 of age and older with case management for the frail elderly,
1 11 resident advocate committee coordination, employment, and other
1 12 services which may include but are not limited to adult day
1 13 services, respite care, chore services, telephone reassurance,
1 14 information and assistance, and home repair services, and
1 15 for the construction of entrance ramps which make residences
1 16 accessible to the physically handicapped, and for salaries,
1 17 support, administration, maintenance, and miscellaneous
1 18 purposes, and for not more than the following full-time
1 19 equivalent positions:
1 20 \$ 4,662,988
1 21 FTEs 36.00

General Fund appropriation to the Department on Aging for FY 2011.

DETAIL: This is a net increase of \$200,581 and and a decrease of 1.50 FTE positions compared to estimated net FY 2010. The increase in funding is due to additional funding for unmet needs for seniors that was previously funded through the Health Care Trust Fund (HCTF). The decrease in FTE positions is to match actual utilization.

1 22 1. Funds appropriated in this section may be used to
1 23 supplement federal funds under federal regulations. To
1 24 receive funds appropriated in this section, a local area
1 25 agency on aging shall match the funds with moneys from other
1 26 sources according to rules adopted by the department. Funds
1 27 appropriated in this section may be used for elderly services
1 28 not specifically enumerated in this section only if approved
1 29 by an area agency on aging for provision of the service within
1 30 the area.

Permits the use of funds appropriated in this Section to supplement federal funds for elderly services if those services are approved by an Area Agency on Aging. Requires local Area Agencies on Aging to match the funds for aging programs and services.

1 31 2. a. Of the funds appropriated in this section, \$1,246,514

Requires \$1,246,514 to be transferred to the Department of Human

1 32 shall be transferred to the department of human services in
 1 33 equal amounts on a quarterly basis for reimbursement of case
 1 34 management services provided under the medical assistance
 1 35 elderly waiver. The department of human services shall adopt
 2 1 rules for case management services provided under the medical
 2 2 assistance elderly waiver in consultation with the department
 2 3 on aging.

Services (DHS) in equal amounts on a quarterly basis for Case Management reimbursement under the Medicaid Elderly Waiver for the Case Management Program for the Frail Elderly.

DETAIL: This is a decrease of \$138,501 compared to the original FY 2010 transfer amount. The amount was reduced by 10.00% when the Governor issued the across-the-board (ATB) reduction.

2 4 b. The department of human services shall review
 2 5 projections for state funding expenditures for reimbursement
 2 6 of case management services under the medical assistance
 2 7 elderly waiver on a quarterly basis and shall determine if an
 2 8 adjustment to the medical assistance reimbursement rates are
 2 9 necessary to provide reimbursement within the state funding
 2 10 amounts budgeted under the appropriations made for the fiscal
 2 11 year for the medical assistance program. Any temporary
 2 12 enhanced federal financial participation that may become
 2 13 available for the medical assistance program during the fiscal
 2 14 year shall not be used in projecting the medical assistance
 2 15 elderly waiver case management budget. The department of human
 2 16 services shall revise such reimbursement rates as necessary to
 2 17 maintain expenditures for medical assistance elderly waiver
 2 18 case management services within the state funding amounts
 2 19 budgeted under the appropriations made for the fiscal year for
 2 20 the medical assistance program.

Requires the DHS to review expenditure for reimbursement of case management services under the Medicaid Elderly Waiver on a quarterly basis and adjust to provide reimbursements within the appropriation.

2 21 3. Of the funds appropriated in this section, \$129,961 shall
 2 22 be transferred to the department of economic development for
 2 23 the Iowa commission on volunteer services to be used for the
 2 24 retired and senior volunteer program.

Requires a transfer of \$129,961 to the Iowa Commission on Volunteer Services in the Department of Economic Development for the Retired Senior Volunteer Program (RSVP).

DETAIL: This is a decrease of \$50,000 compared to the FY 2010 allocation.

2 26 DEPARTMENT OF PUBLIC HEALTH

2 27 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. The allocations
 2 28 made in this section may include amounts carried forward from
 2 29 appropriations and allocations made for the same purposes in
 2 30 the previous fiscal year. There is appropriated from the
 2 31 general fund of the state to the department of public health
 2 32 for the fiscal year beginning July 1, 2010, and ending June
 2 33 30, 2011, the following amounts, or so much thereof as is
 2 34 necessary, to be used for the purposes designated:

2 35 1. ADDICTIVE DISORDERS

3 1 For reducing the prevalence of use of tobacco, alcohol, and
 3 2 other drugs, and treating individuals affected by addictive
 3 3 behaviors, including gambling, and for not more than the
 3 4 following full-time equivalent positions:
 3 5 \$ 28,974,840
 3 6 FTEs 18.00

General Fund appropriation to addictive disorders programs.

DETAIL: This is a net increase of \$3,187,590 and no change in FTE positions compared to estimated net FY 2010. The General Fund changes include:

- A decrease of \$500,000 for tobacco use, prevention, cessation, and treatment to reflect available carryforward.
- A decrease of \$100,000 for savings relating to merging the Bureau of Substance Abuse Prevention and Treatment and the Division of Tobacco Use, Prevention and Control.
- The following increases reflect partial restorations of funding from the FY 2010 ATB reductions:
 - \$719,710 for substance abuse treatment and prevention.
 - \$175,000 for tobacco use, prevention, and control.
 - \$361,505 for gambling treatment.
 - \$57,552 for culturally competent substance abuse treatment pilot projects.
- The following increases were formerly funded by the Health Care Trust Fund (HCTF) but have been moved to the General Fund:
 - \$793,166 for substance abuse treatment and prevention.
 - \$242,768 for three culturally competent substance abuse treatment pilot projects.
 - \$1,437,889 for tobacco use, prevention and control.

3 7 a. Of the funds appropriated in this subsection, \$7,438,282
3 8 shall be used for the tobacco use prevention and control
3 9 initiative, including efforts at the state and local levels, as
3 10 provided in chapter 142A.

Requires an allocation of \$7,438,282 to be used for tobacco use, prevention, cessation, and treatment.

DETAIL: This is a net decrease of \$589,932 compared to the FY 2010 allocation. This includes \$1,437,889 of funding from the HCTF that will now be funded from the General Fund.

3 11 (1) The director of public health shall dedicate sufficient
3 12 resources to promote and ensure retailer compliance with
3 13 tobacco laws and ordinances relating to persons under 18
3 14 years of age, and shall prioritize the state's compliance in
3 15 the allocation of available funds to comply with 42 U.S.C.
3 16 300x=26 and section 453A.2.

Requires the Director of the Department of Public Health to promote and ensure retailer compliance with tobacco laws.

3 17 (2) Of the full-time equivalent positions authorized in
3 18 this subsection, 2.00 full-time equivalent positions shall
3 19 be utilized to provide for enforcement of tobacco laws,
3 20 regulations, and ordinances.

Requires 2.00 FTE positions to be used by the Department of Public Health for enforcement of tobacco laws.

3 21 (3) Of the funds allocated in this lettered paragraph,
3 22 \$1,796,508 shall be used for youth programs designed to
3 23 achieve the goals of the initiative, that are directed by youth
3 24 participants for youth pursuant to section 142A.9.

Requires an allocation of \$1,796,508 to be used for the youth component of tobacco use, prevention, and control.

DETAIL: This is a new allocation for FY 2011. In estimated net FY 2010, the Division of Tobacco Use, Prevention, and Control budgeted \$1,627,251 for Just Eliminate Lies (JEL).

3 25 b. (1) Of the funds appropriated in this subsection,
3 26 \$17,920,028 shall be used for substance abuse treatment and
3 27 prevention.

Requires an allocation of \$17,920,028 for substance abuse treatment and prevention.

DETAIL: This is a net increase of \$373,776 compared to the FY 2010 allocation. This includes \$1,093,486 of funding from the HCTF that

will now be funded from the General Fund.

3 28 (2) It is the intent of the general assembly that from the
 3 29 moneys allocated in this lettered paragraph persons with a dual
 3 30 diagnosis of substance abuse and gambling addictions shall be
 3 31 given priority in treatment services.

Specifies it is the intent of the General Assembly that individuals with a diagnosis of both substance abuse and gambling addiction are required to be given priority in treatment services from the funds appropriated in this Section.

3 32 c. Of the funds appropriated in this subsection, \$300,320
 3 33 shall be used for culturally competent substance abuse
 3 34 treatment pilot projects.

Requires an allocation of \$300,320 for three culturally competent substance abuse treatment pilot projects.

3 35 (1) The department shall utilize the amount allocated
 4 1 in this lettered paragraph for at least three pilot projects
 4 2 to provide culturally competent substance abuse treatment in
 4 3 various areas of the state. Each pilot project shall target
 4 4 a particular ethnic minority population. The populations
 4 5 targeted shall include but are not limited to African=American,
 4 6 Asian, and Latino.

DETAIL: This is a decrease of \$57,550 compared to the FY 2010 allocation. This allocation was previously funded by the HCTF. The pilot projects are located in Woodbury County, Scott County, and Polk County.

4 7 (2) The pilot project requirements shall provide for
 4 8 documentation or other means to ensure access to the cultural
 4 9 competence approach used by a pilot project so that such
 4 10 approach can be replicated and improved upon in successor
 4 11 programs.

4 12 d. (1) Of the funds appropriated in this subsection,
 4 13 \$3,716,530 shall be used for funding of gambling treatment,
 4 14 including administrative costs and to provide programs
 4 15 which may include but are not limited to outpatient and
 4 16 follow=up treatment for persons affected by problem gambling,
 4 17 rehabilitation and residential treatment programs, information
 4 18 and referral services, education and preventive services, and
 4 19 financial management services. Of the amount allocated in
 4 20 this lettered paragraph, up to \$100,000 may be used for the
 4 21 licensing of gambling treatment programs as provided in section
 4 22 135.150.

Allocates \$3,716,530 for gambling addiction treatment.

DETAIL: This is a decrease of \$361,505 compared to the FY 2010 allocation. The Department is permitted to use a maximum of \$100,000 for licensing of gambling treatment programs.

4 23 (2) (a) Notwithstanding any provision to the contrary,
 4 24 to standardize the availability, delivery, cost of
 4 25 delivery, and accountability of gambling and substance abuse
 4 26 treatment services statewide, the department shall continue
 4 27 implementation of a process to create a system for delivery
 4 28 of the treatment services in accordance with the requirements
 4 29 specified in 2008 Iowa Acts, chapter 1187, section 3,
 4 30 subsection 4. To ensure the system provides a continuum of
 4 31 treatment services that best meets the needs of Iowans, the
 4 32 gambling and substance abuse treatment services in an area may
 4 33 be provided either by a single agency or by separate agencies
 4 34 submitting a joint proposal.

CODE: Requires the Department of Public Health to implement a process to create a system for delivery of treatment services. Requires the process to include the establishment of joint licensure for gambling and substance abuse treatment programs. Requires the process to be completed by July 1, 2010.

4 35 (b) From the amounts designated for gambling and substance
 5 1 abuse treatment, the department may use up to \$100,000 for
 5 2 administrative costs to continue developing and implementing
 5 3 the process in accordance with subparagraph division (a).

Permits the Department of Public Health to allocate up to \$100,000 for administrative costs to develop and implement the process in accordance with this Subsection.

5 4 (3) The requirement of section 123.53, subsection 3, is
 5 5 met by the appropriations and allocations made in this Act for
 5 6 purposes of substance abuse treatment and addictive disorders
 5 7 for the fiscal year beginning July 1, 2010.

The requirements of Code Section 123.53(3) are met by the appropriations made in this Act.

5 8 2. HEALTHY CHILDREN AND FAMILIES
 5 9 For promoting the optimum health status for children,
 5 10 adolescents from birth through 21 years of age, and families,
 5 11 and for not more than the following full-time equivalent
 5 12 positions:
 5 13 \$ 2,693,467
 5 14 FTEs 14.00

General Fund appropriation to healthy children and families programs.

DETAIL: This is an increase of \$669,217 and no change in FTE positions compared to estimated net FY 2010. The General Fund changes include:

- An increase of \$225,000 for the Healthy Opportunities for Parents to Experience Success (HOPES) Program to partially restore funding due to the FY 2010 ATB reductions.
- The following increases were programs formerly funded by the HCTF but have been moved to the General Fund:
 - \$171,295 for the Audiological Services for Kids Program.
 - \$143,643 for the Assuring Better Child Development (ABCD)

PG LN	House File 2526	Explanation
		<p>II) mental health Program.</p> <ul style="list-style-type: none"> • \$129,279 for childhood obesity prevention programs.
5 15	a. Of the funds appropriated in this subsection, not more	
5 16	than \$738,203 shall be used for the healthy opportunities to	Limits the General Fund amount used to fund the HOPES Program to
5 17	experience success (HOPES)=healthy families Iowa (HFI) program	\$738,203. The funds are required to be distributed to the grantees
5 18	established pursuant to section 135.106. The funding shall	that received funding in FY 2010.
5 19	be distributed to renew the grants that were provided to the	DETAIL: This is an increase of \$167,977 compared to the FY 2010
5 20	grantees that operated the program during the fiscal year	allocation. The Temporary Assistance for Needy Families (TANF)
5 21	ending June 30, 2010.	appropriation to the DHS for HOPES has been eliminated for FY
		2011.
5 22	b. Of the funds appropriated in this subsection, \$304,885	Allocates \$304,885 for the ABCD II Program.
5 23	shall be used to continue to address the healthy mental	
5 24	development of children from birth through five years of age	DETAIL: This is a decrease of \$147,509 compared to the total FY
5 25	through local evidence-based strategies that engage both the	2010 allocations and includes \$143,643 of funding from the HCTF that
5 26	public and private sectors in promoting healthy development,	will now be funded from the General Fund.
5 27	prevention, and treatment for children.	
5 28	c. Of the funds appropriated in this subsection, \$31,597	Allocates \$31,597 for dental services for indigent elderly and disabled
5 29	shall be distributed to a statewide dental carrier to provide	individuals.
5 30	funds to continue the donated dental services program patterned	
5 31	after the projects developed by the national foundation of	DETAIL: This is a decrease of \$3,511 compared to the FY 2010
5 32	dentistry for the handicapped to provide dental services to	allocation for a general reduction.
5 33	indigent elderly and disabled individuals.	
5 34	d. Of the funds appropriated in this subsection, \$129,279	Allocates \$129,279 for childhood obesity programs.
5 35	shall be used for childhood obesity prevention.	
		DETAIL: This is a decrease of \$14,364 compared to the FY 2010
		allocation for a general reduction. This allocation was previously
		funded by the HCTF.

6 1 e. Of the funds appropriated in this subsection, \$171,295
 6 2 shall be used to provide audiological services and hearing
 6 3 aids for children. The department may enter into a contract
 6 4 to administer this paragraph.

Allocates \$171,295 for the Audiological Services for Kids Program.

DETAIL: This is a decrease of \$19,033 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

6 5 f. It is the intent of the general assembly that the
 6 6 department of public health shall implement the recommendations
 6 7 of the postnatal tissue and fluid bank task force created in
 6 8 2007 Iowa Acts, chapter 147, based upon the report submitted
 6 9 to the general assembly in November 2007, as funding becomes
 6 10 available. The department shall notify the Iowa Code editor
 6 11 and the persons specified in this Act to receive reports when
 6 12 such funding becomes available.

Specifies legislative intent that the DPH continue to implement the recommendations of the Postnatal Tissue and Fluid Bank Task Force.

6 13 3. CHRONIC CONDITIONS

General Fund appropriation to chronic conditions programs.

6 14 For serving individuals identified as having chronic
 6 15 conditions or special health care needs, and for not more than
 6 16 the following full-time equivalent positions:
 6 17 \$ 3,688,908
 6 18 FTEs 3.00

DETAIL: This is an increase of \$1,208,296 and no change in FTE positions compared to estimated net FY 2010. The General Fund changes include:

- An increase of \$269,000 for the AIDS Drug Assistance Program (ADAP).
- An increase of \$40,000 for phenylketonuria (PKU) specialized food assistance.
- The following increases were programs formerly funded by the HCTF but have been moved to the General Fund:
 - \$344,944 for Child Health Specialty Clinics.
 - \$408,802 for the Iowa Consortium for Comprehensive Cancer Control.
 - \$145,550 for cervical and colon cancer screenings.

6 19 a. Of the funds appropriated in this subsection, \$160,582
 6 20 shall be used for grants to individual patients who have
 6 21 phenylketonuria (PKU) to assist with the costs of necessary

Allocates \$160,582 for PKU assistance.

DETAIL: This is a decrease of \$15,960 compared to the FY 2010 allocation for a general reduction.

6 22 special foods.

6 23 b. Of the funds appropriated in this subsection, \$388,682
6 24 is allocated for continuation of the contracts for resource
6 25 facilitator services in accordance with section 135.22B,
6 26 subsection 9, and for brain injury training services and
6 27 recruiting of service providers to increase the capacity within
6 28 this state to address the needs of individuals with brain
6 29 injuries and such individuals' families.

Allocates \$388,682 for continuation of the two contracts from FY 2010 in the DPH Brain Injury Services Program.

DETAIL: This is a decrease of \$49,336 compared to the FY 2010 allocation for a general reduction. The contracts from FY 2010 were with the Brain Injury Association of Iowa and the Iowa Association of Community Providers.

6 30 c. Of the funds appropriated in this subsection, \$489,085
6 31 shall be used as additional funding to leverage federal funding
6 32 through the federal Ryan White Care Act, Tit. II, AIDS drug
6 33 assistance program supplemental drug treatment grants.

Allocates \$489,085 to the ADAP.

DETAIL: This is an increase of \$244,506 compared to the FY 2010 allocation.

6 34 d. Of the funds appropriated in this subsection, \$57,013
6 35 shall be used for the public purpose of providing a grant to an
7 1 existing national=affiliated organization to provide education,
7 2 client=centered programs, and client and family support for
7 3 people living with epilepsy and their families.

Allocates \$57,013 for epilepsy education and support.

DETAIL: This is a decrease of \$31,885 compared to the FY 2010 allocation for a general reduction.

7 4 e. Of the funds appropriated in this subsection, \$788,303
7 5 shall be used for child health specialty clinics.

Allocates \$788,303 for child health specialty clinics.

DETAIL: This is no change compared to the FY 2010 allocation. This includes \$344,944 that was previously funded by the HCTF.

7 6 f. Of the funds appropriated in this subsection, \$408,802
7 7 shall be used for the comprehensive cancer control program to
7 8 reduce the burden of cancer in Iowa through prevention, early
7 9 detection, effective treatment, and ensuring quality of life.

Allocates \$408,802 for the Iowa Comprehensive Cancer Control Program.

DETAIL: This is a decrease of \$45,422 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

7 10 g. Of the funds appropriated in this subsection, \$145,550
7 11 shall be used for cervical and colon cancer screening.

Allocates \$145,550 for cervical and colon cancer screening.

DETAIL: This is a decrease of \$16,174 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

7 12 4. COMMUNITY CAPACITY
7 13 For strengthening the health care delivery system at the
7 14 local level, and for not more than the following full-time
7 15 equivalent positions:
7 16 \$ 5,503,037
7 17 FTEs 21.00

General Fund appropriation to the community capacity programs.

DETAIL: This is an increase of \$1,797,875 and no change in FTE positions compared to estimated net FY 2010. The changes include the following increases that are programs formerly funded by the HCTF but have been moved to the General Fund:

- \$55,214 for local public health modernization and redesign.
- \$135,000 for the Direct Care Worker Association.
- \$180,000 for the Direct Care Worker Task Force.
- \$63,000 for conference scholarships for direct care workers.
- \$184,050 for mental health professional shortage programs.
- \$73,620 for the Iowa Collaborative Safety Net Provider Network coordination.
- \$74,517 for family planning network agencies.
- \$74,517 for local board of health medical home pilot programs.
- \$74,517 for child and maternal health center pilot programs.
- \$184,050 for free clinics.
- \$110,430 for rural health clinics.
- \$294,480 for the safety net provider patient access to specialty care initiative.
- \$294,480 for the pharmaceutical infrastructure for safety net providers.

7 18 a. Of the funds appropriated in this subsection, \$63,592
7 19 is allocated for a child vision screening program implemented
7 20 through the university of Iowa hospitals and clinics in
7 21 collaboration with community empowerment areas.

Requires an allocation of \$63,592 for a Child Vision Screening program through the University of Iowa Hospitals and Clinics in collaboration with Community Empowerment areas.

DETAIL: This is a decrease of \$26,408 compared to the FY 2010

allocation for a general reduction.

7 22 b. Of the funds appropriated in this subsection, \$129,741 is
7 23 allocated for continuation of an initiative implemented at the
7 24 university of Iowa and \$117,142 is allocated for continuation
7 25 of an initiative at the state mental health institute at
7 26 Cherokee to expand and improve the workforce engaged in
7 27 mental health treatment and services. The initiatives shall
7 28 receive input from the university of Iowa, the department
7 29 of human services, the department of public health, and the
7 30 mental health, mental retardation, developmental disabilities,
7 31 and brain injury commission to address the focus of the
7 32 initiatives.

Requires an allocation of \$129,741 for a University of Iowa initiative to expand and improve the mental health treatment and services workforce. Requires an allocation of \$117,142 for a similar initiative at the Mental Health Institute at Cherokee.

DETAIL: These are decreases compared to the FY 2010 allocations of \$13,513 for the University of Iowa initiative and \$8,660 for a similar initiative at the Mental Health Institute at Cherokee for general reductions.

7 33 c. Of the funds appropriated in this subsection, \$1,264,812
7 34 shall be used for essential public health services that promote
7 35 healthy aging throughout the lifespan, contracted through a
8 1 formula for local boards of health, to enhance health promotion
8 2 and disease prevention services.

Requires the Department of Public Health (DPH) to use \$1,264,812 for core public health functions, including home health care and public health nursing services.

DETAIL: This is an increase of \$210,752 compared to the FY 2010 allocation.

8 3 d. Of the funds appropriated in this section, \$130,214 shall
8 4 be deposited in the governmental public health system fund
8 5 created in section 135A.8 to be used for the purposes of the
8 6 fund.

Allocates \$130,214 to the Governmental Public Health System Fund.

DETAIL: This is a decrease of \$31,135 compared to the total FY 2010 allocation for a general reduction and includes \$55,214 of funding from the HCTF that will now be funded from the General Fund. The Fund is used for activities relating to the Department's Public Health Modernization initiative.

8 7 e. Of the funds appropriated in this subsection, \$143,150
8 8 shall be used for the mental health professional shortage area
8 9 program implemented pursuant to section 135.80.

Allocates \$143,150 for the Mental Health Professional Shortage Area Program.

DETAIL: This is a decrease of \$20,450 compared to the FY 2010

allocation for a general reduction. This allocation was previously funded by the Health Care Trust Fund (HCTF).

8 10 f. Of the funds appropriated in this subsection,
8 11 \$40,900 shall be used for a grant to a statewide association
8 12 of psychologists that is affiliated with the American
8 13 psychological association to be used for continuation of a
8 14 program to rotate intern psychologists in placements in urban
8 15 and rural mental health professional shortage areas, as defined
8 16 in section 135.80.

Allocates \$40,900 for a rotation program for intern psychologists in urban and rural mental health professional shortage areas.

DETAIL: This is no change compared to the FY 2010 allocation. This allocation was previously funded by the HCTF.

8 17 g. Of the funds appropriated in this subsection, the
8 18 following amounts shall be allocated to the Iowa collaborative
8 19 safety net provider network established pursuant to section
8 20 135.153 to be used for the purposes designated:

Provides for allocations to the Iowa Collaborative Safety Net Provider Network.

8 21 (1) For distribution to the Iowa=Nebraska primary
8 22 care association for statewide coordination of the Iowa
8 23 collaborative safety net provider network:
8 24 \$ 73,620

Allocates \$73,620 for the Iowa Collaborative Safety Net Provider Network.

DETAIL: This is a decrease of \$8,180 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

8 25 (2) For distribution to the Iowa family planning network
8 26 agencies for necessary infrastructure, statewide coordination,
8 27 provider recruitment, service delivery, and provision of
8 28 assistance to patients in determining an appropriate medical
8 29 home:
8 30 \$ 74,517

Allocates \$74,517 for family planning network agencies to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$8,279 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

8 31 (3) For distribution to the local boards of health that
8 32 provide direct services for pilot programs in three counties to
8 33 assist patients in determining an appropriate medical home:

Allocates \$74,517 for local board of health pilot programs in three counties to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$8,279 compared to the FY 2010

8 34 \$ 74,517	allocation for a general reduction. This allocation was previously funded by the HCTF.
8 35 (4) For distribution to maternal and child health centers 9 1 for pilot programs in three counties to assist patients in 9 2 determining an appropriate medical home: 9 3 \$ 74,517	Allocates \$74,517 for three child and maternal health center pilot programs to assist patients in finding an appropriate medical home. DETAIL: This is a decrease of \$8,279 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
9 4 (5) For distribution to free clinics for necessary 9 5 infrastructure, statewide coordination, provider recruitment, 9 6 service delivery, and provision of assistance to patients in 9 7 determining an appropriate medical home: 9 8 \$ 184,050	Allocates \$184,050 for free clinics to assist patients in finding an appropriate medical home. DETAIL: This is a decrease of \$20,450 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
9 9 (6) For distribution to rural health clinics for necessary 9 10 infrastructure, statewide coordination, provider recruitment, 9 11 service delivery, and provision of assistance to patients in 9 12 determining an appropriate medical home: 9 13 \$ 110,430	Allocates \$110,430 for rural health clinics to assist patients in finding an appropriate medical home. DETAIL: This is a decrease of \$12,270 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
9 14 (7) For continuation of the safety net provider patient 9 15 access to specialty health care initiative as described in 2007 9 16 Iowa Acts, chapter 218, section 109: 9 17 \$ 294,480	Allocates \$294,480 for the safety net provider patient access to specialty care initiative. DETAIL: This is a decrease of \$32,720 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
9 18 (8) For continuation of the pharmaceutical infrastructure	Allocates \$294,480 for the pharmaceutical infrastructure for safety net

<p>9 19 for safety net providers as described in 2007 Iowa Acts, 9 20 chapter 218, section 108: 9 21 \$ 294,480</p>	<p>providers. DETAIL: This is a decrease of \$32,720 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.</p>
<p>9 22 The Iowa collaborative safety net provider network may 9 23 continue to distribute funds allocated pursuant to this 9 24 lettered paragraph through existing contracts or renewal of 9 25 existing contracts.</p>	<p>Permits the Iowa Collaborative Safety Net Provider Network to continue existing contracts to distribute the funding.</p>
<p>9 26 h. (1) Of the funds appropriated in this subsection, 9 27 \$180,000 shall be used for continued implementation of 9 28 the recommendations of the direct care worker task force 9 29 established pursuant to 2005 Iowa Acts, chapter 88, based upon 9 30 the report submitted to the governor and the general assembly 9 31 in December 2006. The department may use a portion of the 9 32 funds allocated in this paragraph for an additional position 9 33 to assist in the continued implementation. The focus of the 9 34 implementation shall be researching and establishing a system 9 35 to collect and maintain accurate data on the direct care 10 1 workforce; beginning the groundwork to establish a board of 10 2 direct care workers within the department of public health by 10 3 July 1, 2014; and other recommendations of the task force that 10 4 result in the development of a state infrastructure to provide 10 5 stability to the direct care workforce.</p>	<p>Allocates \$180,000 for continued implementation of the recommendations of the Direct Care Worker Task Force. DETAIL: This is a decrease of \$20,000 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF. Directs the Department to work toward establishing a data collection system and a Board of Direct Care Workers by FY 2014.</p>
<p>10 6 (2) The department of public health shall report to the 10 7 persons designated in this Act for submission of reports 10 8 regarding use of the funds allocated in this lettered 10 9 paragraph, on or before January 15, 2011.</p>	<p>Requires the DPH to submit a report to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the Legislative Services Agency (LSA) by January 15, 2011.</p>
<p>10 10 i. (1) Of the funds appropriated in this subsection, 10 11 \$135,000 shall be used for allocation to an independent</p>	<p>Allocates \$135,000 to enhance the recruitment and retention of direct care workers in health and long-term care.</p>

10 12 statewide direct care worker association for education,
 10 13 outreach, leadership development, mentoring, and other
 10 14 initiatives intended to enhance the recruitment and retention
 10 15 of direct care workers in health and long-term care.

DETAIL: This is a decrease of \$15,000 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

10 16 (2) Of the funds appropriated in this subsection, \$63,000
 10 17 shall be used to provide conference scholarships to direct care
 10 18 workers.

Allocated \$63,000 for conference scholarships for direct care workers.

DETAIL: This is a decrease of \$7,000 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

10 19 (3) The association specified in this lettered paragraph
 10 20 shall report to the persons designated in this Act for
 10 21 submission of reports on or before January 1, 2011, the use of
 10 22 the funds allocated in this lettered paragraph, any progress
 10 23 made regarding the initiatives specified and in expanding the
 10 24 association statewide, and the number of scholarships provided,
 10 25 and shall include in the report a copy of the association's
 10 26 internal revenue service form 990.

Requires the Statewide Direct Care Worker Association to submit a report and a completed copy of the Association's Federal 990 Tax Form to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the LSA by January 1, 2011.

10 27 j. The department may utilize one of the full-time
 10 28 equivalent positions authorized in this subsection for
 10 29 administration of the activities related to the Iowa
 10 30 collaborative safety net provider network.

Permits the Department to utilize up to 1.00 FTE position for administration of activities related to the Iowa Collaborative Safety Net Provider Network.

10 31 k. The department may utilize one of the full-time
 10 32 equivalent positions authorized in this subsection for
 10 33 administration of the volunteer health care provider program
 10 34 pursuant to section 135.24.

Permits the Department to utilize up to 1.00 FTE position for administration of the Voluntary Health Care Provider Program.

10 35 5. HEALTHY AGING

11 1 To provide public health services that reduce risks and
 11 2 invest in promoting and protecting good health over the

General Fund appropriation to the healthy aging programs (formerly referred to as elderly wellness).

DETAIL: This is a net increase of \$534,578 compared to estimated

<p>11 3 course of a lifetime with a priority given to older lowans and 11 4 vulnerable populations: 11 5 \$ 8,045,779</p>	<p>net FY 2010. The General Fund changes include:</p> <ul style="list-style-type: none"> • A decrease of \$300,000 to reduce funds directed to non-elderly wellness initiatives. • The following increases reflect restorations of funding due to the FY 2010 ATB reductions: <ul style="list-style-type: none"> • \$229,208 for the Local Public Health Nursing Program. • \$605,370 for the Home Care Aid Program.
<p>11 6 a. Of the funds appropriated in this subsection, \$2,209,696 11 7 shall be used for local public health nursing services.</p>	<p>Allocates \$2,209,696 for the Local Public Health Nursing Program.</p> <p>DETAIL: This is a decrease of \$82,380 compared to the FY 2010 allocation.</p>
<p>11 8 b. Of the funds appropriated in this subsection, \$5,836,083 11 9 shall be used for home care aide services.</p>	<p>Allocates \$5,836,083 for the Home Care Aide Services Program.</p> <p>DETAIL: This is a decrease of \$217,620 compared to the FY 2010 allocation.</p>
<p>11 10 6. ENVIRONMENTAL HAZARDS 11 11 For reducing the public's exposure to hazards in the 11 12 environment, primarily chemical hazards, and for not more than 11 13 the following full-time equivalent positions: 11 14 \$ 900,352 11 15 FTEs 4.50</p>	<p>General Fund appropriation to the environmental hazards programs.</p> <p>DETAIL: This is no change compared to estimated net FY 2010.</p>
<p>11 16 Of the funds appropriated in this subsection, \$590,380 shall 11 17 be used for childhood lead poisoning provisions.</p>	<p>Requires an allocation of \$590,380 for childhood lead poisoning testing.</p> <p>DETAIL: This is a decrease of \$11,251 compared to the FY 2010 allocation for a general reduction.</p>
<p>11 18 7. INFECTIOUS DISEASES</p>	<p>General Fund appropriation to the infectious diseases programs.</p>

<p>11 19 For reducing the incidence and prevalence of communicable 11 20 diseases, and for not more than the following full-time 11 21 equivalent positions: 11 22 \$ 1,475,095 11 23 FTEs 5.00</p>	<p>DETAIL: This is an increase of \$7,500 and no change in FTE positions compared to estimated net FY 2010 for a general increase to infectious diseases programs.</p>
<p>11 24 8. PUBLIC PROTECTION 11 25 For protecting the health and safety of the public through 11 26 establishing standards and enforcing regulations, and for not 11 27 more than the following full-time equivalent positions: 11 28 \$ 3,212,987 11 29 FTEs 130.00</p>	<p>General Fund appropriation to the public protection programs. DETAIL: This is no change in funding or FTE positions compared to estimated net FY 2010.</p>
<p>11 30 a. Of the funds appropriated in this subsection, not more 11 31 than \$471,690 shall be credited to the emergency medical 11 32 services fund created in section 135.25. Moneys in the 11 33 emergency medical services fund are appropriated to the 11 34 department to be used for the purposes of the fund.</p>	<p>Requires \$471,690 to be allocated to the Emergency Medical Services (EMS) Fund. DETAIL: This is a decrease of \$77,550 compared to the FY 2010 allocation for a general reduction. The funds are used for training and equipment provided through the EMS Program.</p>
<p>11 35 b. Of the funds appropriated in this subsection, \$209,229 12 1 shall be used for sexual violence prevention programming 12 2 through a statewide organization representing programs serving 12 3 victims of sexual violence through the department's sexual 12 4 violence prevention program. The amount allocated in this 12 5 lettered paragraph shall not be used to supplant funding 12 6 administered for other sexual violence prevention or victims 12 7 assistance programs.</p>	<p>Allocates \$209,229 to provide program funding for children's sexual violence prevention. DETAIL: This is a decrease of \$23,248 compared to the FY 2010 allocation for a general reduction.</p>
<p>12 8 c. Of the funds appropriated in this subsection, not more 12 9 than \$485,520 shall be used for the state poison control 12 10 center.</p>	<p>Requires an allocation up to a maximum of \$485,520 for the State Poison Control Center. DETAIL: This is a decrease of \$53,947 compared to the FY 2010 allocation for a general reduction.</p>

12 11 9. RESOURCE MANAGEMENT

12 12 For establishing and sustaining the overall ability of the
 12 13 department to deliver services to the public, and for not more
 12 14 than the following full-time equivalent positions:

12 15 \$ 956,265

12 16 FTEs 10.00

General Fund appropriation to the Department's resource management activities.

DETAIL: This is no change in funding or FTE positions compared to estimated net FY 2010.

12 17 The university of Iowa hospitals and clinics under the
 12 18 control of the state board of regents shall not receive
 12 19 indirect costs from the funds appropriated in this section.
 12 20 The university of Iowa hospitals and clinics billings to the
 12 21 department shall be on at least a quarterly basis.

Prohibits the University of Iowa Hospitals and Clinics (UIHC) from receiving indirect cost reimbursement from General Fund appropriations to the DPH. Requires the UIHC to submit billings on a quarterly basis for FY 2011.

12 22 DIVISION III

12 23 DEPARTMENT OF VETERANS AFFAIRS

12 24 Sec. 3. DEPARTMENT OF VETERANS AFFAIRS. There is
 12 25 appropriated from the general fund of the state to the
 12 26 department of veterans affairs for the fiscal year beginning
 12 27 July 1, 2010, and ending June 30, 2011, the following amounts,
 12 28 or so much thereof as is necessary, to be used for the purposes
 12 29 designated:

12 30 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

12 31 For salaries, support, maintenance, and miscellaneous
 12 32 purposes, including the war orphans educational assistance fund
 12 33 created in section 35.8, and for not more than the following
 12 34 full-time equivalent positions:

12 35 \$ 960,453

13 1 FTEs 15.20

General Fund appropriation to the Department of Veteran Affairs.

DETAIL: This is no change in funding or FTE positions compared to estimated net FY 2010.

<p>13 2 2. IOWA VETERANS HOME 13 3 For salaries, support, maintenance, and miscellaneous 13 4 purposes: 13 5 \$ 9,630,846</p>	<p>General Fund appropriation to the Iowa Veterans Home. DETAIL: This is no change compared to estimated net FY 2010.</p>
<p>13 6 a. The Iowa veterans home billings involving the department 13 7 of human services shall be submitted to the department on at 13 8 least a monthly basis.</p>	<p>This Bill does not cap FTE positions. The tracking document indicates that there is a decrease of 23.44 FTE positions compared to the estimated net FY 2010 FTE positions.</p>
<p>13 9 b. If there is a change in the employer of employees 13 10 providing services at the Iowa veterans home under a collective 13 11 bargaining agreement, such employees and the agreement shall 13 12 be continued by the successor employer as though there had not 13 13 been a change in employer.</p>	<p>Requires the Iowa Veterans Home to submit monthly claims relating to Medicaid to the DHS.</p>
<p>13 9 b. If there is a change in the employer of employees 13 10 providing services at the Iowa veterans home under a collective 13 11 bargaining agreement, such employees and the agreement shall 13 12 be continued by the successor employer as though there had not 13 13 been a change in employer.</p>	<p>Requires a new employer to honor an existing collective bargaining agreement at the Iowa Veterans Home.</p>
<p>13 14 3. STATE EDUCATIONAL ASSISTANCE == CHILDREN OF DECEASED 13 15 VETERANS 13 16 For provision of educational assistance pursuant to section 13 17 35.9: 13 18 \$ 12,731</p>	<p>General Fund appropriation for the State Educational Assistance for Children of Deceased Veterans Program. DETAIL: This is no change compared to estimated net FY 2010. This appropriation was impacted by the FY 2010 ATB reduction by decreasing the carryforward by 10.00%. Historically the appropriation has been \$27,000.</p>
<p>13 19 Sec. 4. LIMITATION OF COUNTY COMMISSION OF VETERANS AFFAIRS 13 20 FUND STANDING APPROPRIATIONS. Notwithstanding the standing 13 21 appropriation in the following designated section for the 13 22 fiscal year beginning July 1, 2010, and ending June 30, 2011, 13 23 the amounts appropriated from the general fund of the state 13 24 pursuant to that section for the following designated purposes 13 25 shall not exceed the following amount: 13 26 For the county commissions of veterans affairs fund under 13 27 section 35A.16: 13 28 \$ 900,000</p>	<p>General Fund appropriation for the County Commissions of Veterans Affairs Fund. DETAIL: This is a decrease of \$90,000 compared to estimated net FY 2010. This is supplemented by Section 5, with an appropriation of \$90,000. Each of the 99 counties receives a \$10,000 grant for veteran-related expenditures.</p>

13 29 Sec. 5. MERCHANT MARINE BONUS FUND == COUNTY GRANTS. There
 13 30 is appropriated from the merchant marine bonus fund created in
 13 31 section 35A.8 to the department of veterans affairs for the
 13 32 fiscal year beginning July 1, 2010, and ending June 30, 2011,
 13 33 the following amount, or so much thereof as is necessary, to be
 13 34 used for the purposes designated:
 13 35 For the county commissions of veterans affairs fund under
 14 1 section 35A.16:
 14 2 \$ 90,000

Merchant Marine Bonus Fund appropriation.

DETAIL: This is a new appropriation for FY 2011. The Fund has \$134,000 remaining from bonuses paid to merchant marines. The funds supplement the \$900,000 General Fund appropriation for the veteran's county grants in Section 4.

14 3 DIVISION IV
 14 4 DEPARTMENT OF HUMAN SERVICES

14 5 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 14 6 GRANT. There is appropriated from the fund created in section
 14 7 8.41 to the department of human services for the fiscal year
 14 8 beginning July 1, 2010, and ending June 30, 2011, from moneys
 14 9 received under the federal temporary assistance for needy
 14 10 families (TANF) block grant pursuant to the federal Personal
 14 11 Responsibility and Work Opportunity Reconciliation Act of 1996,
 14 12 Pub. L. No. 104=193, and successor legislation, and from moneys
 14 13 received under the emergency contingency fund for temporary
 14 14 assistance for needy families state program established
 14 15 pursuant to the federal American Recovery and Reinvestment Act
 14 16 of 2009, Pub. L. No. 111=5 2101, and successor legislation,
 14 17 the following amounts, or so much thereof as is necessary, to
 14 18 be used for the purposes designated:

TANF Block Grant Fund appropriations for FY 2011.

DETAIL: The federal government implemented Federal Welfare Reform on August 22, 1996. Federal Welfare Reform changed the funding for the Family Investment Program (FIP) from a matching program to a block grant of federal funds. The TANF Program was reauthorized on February 8, 2006, with work participation rates extended to separate State programs and the elimination of high performance bonuses; however, Iowa's grant remains the same at \$131,524,959 per year.

14 19 1. To be credited to the family investment program account
 14 20 and used for assistance under the family investment program
 14 21 under chapter 239B:
 14 22 \$ 24,376,341

TANF FY 2011 Block Grant appropriation for the Family Investment Program (FIP) Account.

DETAIL: This is a decrease of \$4,208,062 compared to estimated net FY 2010. The decrease is due to additional Emergency TANF funding.

14 23 2. To be credited to the family investment program account

TANF FY 2011 Block Grant appropriation for the PROMISE JOBS

14 24	and used for the job opportunities and basic skills (JOBS)	Program.
14 25	program and implementing family investment agreements in	
14 26	accordance with chapter 239B:	DETAIL: This is a decrease of \$615,268 compared to estimated FY
14 27	..... \$ 12,411,528	2010 due to a reduction in the mileage rate from \$0.34 to \$0.30.
14 28	Notwithstanding section 8.33, not more than 5 percent of	
14 29	the moneys designated in this subsection that are allocated	CODE: Requires nonreversion of not more than 5.00% of funds
14 30	by the department for contracted services, other than	allocated for contract services.
14 31	family self=sufficiency grant services allocated under this	
14 32	subsection, that remain unencumbered or unobligated at the	
14 33	close of the fiscal year shall not revert but shall remain	
14 34	available for expenditure for the purposes designated until	
14 35	the close of the succeeding fiscal year. However, unless such	
15 1	moneys are encumbered or obligated on or before September 30,	
15 2	2011, the moneys shall revert.	
15 3	3. To be used for the family development and	TANF FY 2011 Block Grant appropriation for the Family Development
15 4	self=sufficiency grant program in accordance with section	and Self Sufficiency (FaDSS) Program.
15 5	216A.107:	
15 6	..... \$ 2,898,980	DETAIL: This is an increase of \$450,000 compared to estimated FY
15 7	Notwithstanding section 8.33, moneys appropriated in this	2010.
15 8	subsection that remain unencumbered or unobligated at the close	
15 9	of the fiscal year shall not revert but shall remain available	CODE: Requires nonreversion of funds allocated for the FaDSS
15 10	for expenditure for the purposes designated until the close of	Grant Program.
15 11	the succeeding fiscal year. However, unless such moneys are	
15 12	encumbered or obligated on or before September 30, 2011, the	
15 13	moneys shall revert.	
15 14	4. For field operations:	TANF FY 2011 Block Grant appropriation for Field Operations.
15 15	..... \$ 31,296,232	DETAIL: This is an increase of \$9,637,096 compared to estimated FY
		2010.

PG LN	House File 2526	Explanation
15 16	5. For general administration:	TANF FY 2011 Block Grant appropriation for General Administration.
15 17	..... \$ 3,744,000	DETAIL: Maintains the current level of TANF support.
15 18	6. For state child care assistance:	TANF FY 2011 Block Grant appropriation for Child Care Assistance.
15 19	..... \$ 16,382,687	DETAIL: This is a decrease of \$2,603,490 compared to estimated FY 2010.
15 20	Of the funds appropriated in this subsection, \$12,382,687 shall be transferred to the child care and development block grant appropriation made by the Eighty-third General Assembly, 2010 Session, for the federal fiscal year beginning October 1, 2010, and ending September 30, 2011. Of this amount, \$200,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The application for a grant shall not exceed two pages in length.	Requires the (DHS) to transfer \$12,382,687 to the Child Care and Development Block Grand and to use \$200,000 for training of registered child care home providers. Permits the DHS to contract with colleges or child care resource centers and specifies requirements for funding the grants and the application form for the grant.
15 34	7. For mental health and developmental disabilities community services:	TANF FY 2011 Block Grant appropriation for Mental Health and Developmental Disabilities Community Services.
16 1	..... \$ 4,894,052	DETAIL: Maintains the current level of TANF support.
16 2	8. For child and family services:	TANF FY 2011 Block Grant appropriation for Child and Family Services.
16 3	..... \$ 32,084,430	DETAIL: Maintains the current level of TANF support.
16 4	9. For child abuse prevention grants:	TANF FY 2011 Block Grant appropriation for Child Abuse Prevention

16 5 \$ 125,000

Grants.

DETAIL: This no change compared to estimated FY 2010.

16 6 10. For pregnancy prevention grants on the condition that
16 7 family planning services are funded:

16 8 \$ 1,930,067

TANF FY 2011 Block Grant appropriation for pregnancy prevention grants if family planning services are funded.

DETAIL: This is an increase of \$602,189 compared to estimated net FY 2010.

16 9 Pregnancy prevention grants shall be awarded to programs
16 10 in existence on or before July 1, 2010, if the programs are
16 11 comprehensive in scope and have demonstrated positive outcomes.
16 12 Grants shall be awarded to pregnancy prevention programs
16 13 which are developed after July 1, 2010, if the programs are
16 14 comprehensive in scope and are based on existing models that
16 15 have demonstrated positive outcomes. Grants shall comply with
16 16 the requirements provided in 1997 Iowa Acts, chapter 208,
16 17 section 14, subsections 1 and 2, including the requirement that
16 18 grant programs must emphasize sexual abstinence. Priority in
16 19 the awarding of grants shall be given to programs that serve
16 20 areas of the state which demonstrate the highest percentage of
16 21 unplanned pregnancies of females of childbearing age within the
16 22 geographic area to be served by the grant.

Requires the recipients of pregnancy prevention grants to meet certain requirements of comprehensiveness and demonstration of positive outcomes. Requires pregnancy prevention grants from the TANF to include the requirement that sexual abstinence be emphasized. Specifies that priority in awarding the grants should be given to programs in areas of the State that have the highest percentage of unplanned adolescent pregnancies of females of childbearing age within the geographic area served by the grant.

16 23 11. For technology needs and other resources necessary
16 24 to meet federal welfare reform reporting, tracking, and case
16 25 management requirements:

16 26 \$ 1,037,186

TANF FY 2011 Block Grant appropriation for federal welfare reform reporting, tracking, and case management technology and resource needs.

DETAIL: Maintains the current level of TANF support.

16 27 12. To be credited to the state child care assistance
16 28 appropriation made in this section to be used for funding of
16 29 community-based early childhood programs targeted to children

TANF FY 2011 Block Grant appropriation to fund community-based programs for children from birth to age five as developed by community empowerment areas.

<p>16 30 from birth through five years of age developed by community 16 31 empowerment areas as provided in section 28.9: 16 32 \$ 6,350,000</p>	<p>DETAIL: This is a decrease of \$500,000 compared to estimated FY 2010.</p>
<p>16 33 The department shall transfer TANF block grant funding 16 34 appropriated and allocated in this subsection to the child care 16 35 and development block grant appropriation in accordance with 17 1 federal law as necessary to comply with the provisions of this 17 2 subsection.</p>	<p>Requires the DHS to transfer TANF funds to the Child Care and Development Block Grant.</p>
<p>17 3 13. Notwithstanding any provision to the contrary, 17 4 including but not limited to requirements in section 8.41 or 17 5 provisions in 2009 or 2010 Iowa Acts regarding the receipt 17 6 and appropriation of federal block grants, federal funds 17 7 from the emergency contingency fund for temporary assistance 17 8 for needy families state program established pursuant to 17 9 the federal American Recovery and Reinvestment Act of 2009, 17 10 Pub. L. No. 111=5 2101, received by the state during the 17 11 fiscal year beginning July 1, 2009, and ending June 30, 2010, 17 12 not otherwise appropriated in this section and remaining 17 13 available as of July 1, 2010, and received by the state during 17 14 the fiscal year beginning July 1, 2010, and ending June 30, 17 15 2011, are appropriated to the extent as may be necessary to 17 16 be used in the following priority order: to fully fund the 17 17 family investment program for the fiscal year, to address the 17 18 contingent provision in paragraph "c", and for state child care 17 19 assistance program payments for individuals enrolled in the 17 20 family investment program.</p>	<p>CODE: Appropriates sufficient funding from the Emergency TANF funds received under the American Recovery and Reinvestment Act of 2009 (ARRA) to the DHS to fully fund the Family Investment Program (FIP) for FY 2011. It is estimated the DHS will receive \$17,678,279 for this purpose.</p>
<p>17 21 a. The federal funds appropriated in this subsection 17 22 shall be expended only after all other funds appropriated in 17 23 subsection 1 for assistance under the family investment program 17 24 under chapter 239B have been expended.</p>	<p>Specifies that the appropriation in this Section may only be expended after all other appropriated funding has been exhausted.</p>
<p>17 25 b. The department shall, on a quarterly basis, advise the</p>	<p>Requires the DHS to submit quarterly reports to the LSA and the</p>

17 26 legislative services agency and department of management of
17 27 the amount of funds appropriated in this subsection that was
17 28 expended in the prior quarter.

Department of Management (DOM) regarding expenditures in this Section.

17 29 c. (1) This lettered paragraph is applicable only if
17 30 federal funds are not otherwise available for summer youth
17 31 employment programs administered by the department of workforce
17 32 development for the fiscal year beginning July 1, 2010.

Specifies that the paragraph relating to the Summer Youth Employment Program is only applicable if no other federal funding has been received.

17 33 (2) The department of human services shall collaborate
17 34 with the department of workforce development to secure
17 35 additional federal funds from the emergency contingency fund
18 1 for the temporary assistance for needy families state program
18 2 established pursuant to the federal American Recovery and
18 3 Reinvestment Act of 2009, Pub. L. No. 115=5 2101. This
18 4 collaboration shall be for the express limited purpose of
18 5 securing emergency contingency funds to subsidize wages
18 6 paid on behalf of individuals participating in the summer
18 7 youth employment program administered by the department of
18 8 workforce development. Subsidized wages shall be eligible for
18 9 reimbursement under the terms of the federal American Recovery
18 10 and Reinvestment Act of 2009, Pub. L. No. 115=5 2101, or
18 11 successor legislation, which may extend the availability of
18 12 emergency contingency funds. The collaboration between the two
18 13 agencies shall be formalized through a memorandum of agreement.

Requires the DHS to collaborate with the Iowa Department of Workforce Development (IWD) to draw additional federal funds from the the Emergency Contingency TANF fund. The funds are to be used to subsidize wages paid on behalf of individuals participating in the Summer Youth Employment Program.

18 14 (3) Federal funds received as the result of this
18 15 collaboration shall be transferred to the department of
18 16 workforce development for the sole purpose of covering the
18 17 costs of wages paid on behalf of individuals participating
18 18 in the summer youth employment program administered by the
18 19 department of workforce development. The department of
18 20 workforce development shall ensure that all expenditures
18 21 comply with applicable federal requirements and shall be
18 22 responsible for the repayment of any funds spent in error and

Requires funds received for the Summer Youth Employment Program to be transferred to IWD to subsidize wages paid on behalf of individuals participating in the Program

18 23 any corresponding penalty as well as taking corrective action
18 24 to address the error. Funds received in excess of the amount
18 25 of subsidized wages eligible for reimbursement under the terms
18 26 of the federal American Recovery and Reinvestment Act of 2009,
18 27 Pub. L. No. 115=5 2101, or successor legislation, which may
18 28 extend the availability of emergency contingency funds, shall
18 29 be returned by the department of workforce development to
18 30 the federal government following procedures developed by the
18 31 federal temporary assistance for needy families agency for that
18 32 purpose.

18 33 (4) The department of workforce development shall provide
18 34 the department of human services with the necessary information
18 35 to support the request for emergency contingency funds and to
19 1 report the expenditure of these funds once received pursuant to
19 2 federal reporting requirements. The responsibilities of both
19 3 agencies shall be specified in the memorandum of agreement.

Requires the IWD to provide the DHS with any necessary information to support the request for Emergency TANF funds.

19 4 14. Of the amounts appropriated in this section,
19 5 \$12,962,008 for the fiscal year beginning July 1, 2010, shall
19 6 be transferred to the appropriation of the federal social
19 7 services block grant made for that fiscal year.

Requires \$12,962,008 of the federal TANF funds appropriated in this Section to be transferred to the federal Social Services Block Grant appropriation.

DETAIL: Maintains the current level of TANF support.

19 8 15. The department may transfer funds allocated in this
19 9 section to the appropriations made in this Act for general
19 10 administration and field operations for resources necessary to
19 11 implement and operate the services referred to in this section
19 12 and those funded in the appropriation made in this division of
19 13 this Act for the family investment program from the general
19 14 fund of the state.

Permits the DHS to transfer funds to General Administration and Field Operations for costs associated with TANF-funded Programs and the Family Investment Program (FIP).

19 15 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.
19 16 1. Moneys credited to the family investment program (FIP)
19 17 account for the fiscal year beginning July 1, 2010, and

Requires funds credited to the Family Investment Program (FIP) Account for FY 2011 to be used as specified.

19 18 ending June 30, 2011, shall be used to provide assistance in
 19 19 accordance with chapter 239B.

19 20 2. The department may use a portion of the moneys credited
 19 21 to the FIP account under this section as necessary for
 19 22 salaries, support, maintenance, and miscellaneous purposes.

Permits the DHS to use FIP funds for various administrative purposes.

19 23 3. The department may transfer funds allocated in
 19 24 this section to the appropriations in this Act for general
 19 25 administration and field operations for resources necessary to
 19 26 implement and operate the services referred to in this section
 19 27 and those funded in the appropriation made in this division of
 19 28 this Act for the family investment program from the general
 19 29 fund of the state.

Permits the DHS to transfer funds to General Administration and Field Operations for costs associated with this Section.

19 30 4. Moneys appropriated in this division of this Act and
 19 31 credited to the FIP account for the fiscal year beginning July
 19 32 1, 2010, and ending June 30, 2011, are allocated as follows:

Requires the TANF Block Grant funds appropriated to the FIP Account to be allocated as specified.

19 33 a. To be retained by the department of human services to
 19 34 be used for coordinating with the department of human rights
 19 35 to more effectively serve participants in the FIP program and
 20 1 other shared clients and to meet federal reporting requirements
 20 2 under the federal temporary assistance for needy families block
 20 3 grant:
 20 4 \$ 20,000

Allocates \$20,000 to the DHS to be used for administrative services.

DETAIL: Maintains the current level of support.

20 5 b. To the department of human rights for staffing,
 20 6 administration, and implementation of the family development
 20 7 and self-sufficiency grant program in accordance with section
 20 8 216A.107:
 20 9 \$ 5,397,251

Allocates \$5,397,251 of the FY 2011 General Fund appropriation and TANF funds to the Department of Human Rights for the Family Development and Self-Sufficiency (FaDSS) Grant Program.

DETAIL: This is a decrease of \$99,695 compared to the FY 2010 allocation.

20 10 (1) Of the funds allocated for the family development and

Specifies that a maximum of 5.00% of the allocation be spent on

<p>20 11 self=sufficiency grant program in this lettered paragraph, 20 12 not more than 5 percent of the funds shall be used for the 20 13 administration of the grant program.</p>	administration of FaDSS Program grants.
<p>20 14 (2) The department of human rights may continue to implement 20 15 the family development and self=sufficiency grant program 20 16 statewide during fiscal year 2010=2011.</p>	Permits the Department of Human Rights to continue to implement the FaDSS Grant Program in FY 2010.
<p>20 17 c. For the diversion subaccount of the FIP account: 20 18 \$ 1,698,400</p>	<p>Allocates \$1,634,000 of FY 2011 TANF funds for the FIP Diversion Subaccount.</p> <p>DETAIL: This is a decrease of \$115,600 compared to the FY 2010 allocation.</p>
<p>20 19 A portion of the moneys allocated for the subaccount may 20 20 be used for field operations salaries, data management system 20 21 development, and implementation costs and support deemed 20 22 necessary by the director of human services in order to 20 23 administer the FIP diversion program.</p>	Allows a portion of the FIP Diversion funds to be used to administer the FIP Diversion Program.
<p>20 24 d. For the food stamp employment and training program: 20 25 \$ 68,059</p>	<p>Allocates \$68,059 of FY 2011 FIP funds to the Food Stamp Employment and Training Program.</p> <p>DETAIL: Maintains the current level of support.</p>
<p>20 26 (1) The department shall amend the food stamp employment and 20 27 training state plan in order to maximize to the fullest extent 20 28 permitted by federal law the use of the 50=50 match provisions 20 29 for the claiming of allowable federal matching funds from the 20 30 United States department of agriculture pursuant to the federal 20 31 food stamp employment and training program for providing 20 32 education, employment, and training services for eligible food 20 33 assistance program participants, including but not limited to 20 34 related dependent care and transportation expenses.</p>	Requires the Department to amend the Food Stamp Employment and Training State Plan to maximize federal matching funds received.

20 35 (2) The department shall utilize additional funding
 21 1 available through the federal department of defense for
 21 2 related administrative costs as necessary to expand categorical
 21 3 federal food assistance program eligibility provisions to
 21 4 160 percent of the federal poverty level and eliminate the
 21 5 asset test from eligibility requirements, consistent with
 21 6 federal food assistance program requirements. The department
 21 7 shall design the expanded eligibility provisions to include
 21 8 as many food assistance households as is allowed by federal
 21 9 law. The eligibility provisions shall conform to all federal
 21 10 requirements including requirements addressing individuals who
 21 11 are incarcerated or otherwise ineligible.

Requires the DHS to expand the food assistance program eligibility to persons with income up to 160.00% of the Federal Poverty Level (FPL) and eliminate the asset test. The DHS is to conform to all federal requirements including requirements addressing individuals that are incarcerated.

21 12 e. For the JOBS program:
 21 13 \$ 20,652,993

Permits the DHS to allocate \$20,652,993 of the FY 2011 General Fund appropriation and TANF funds for the PROMISE JOBS Program.

DETAIL: This is a decrease of \$985,270 compared to the FY 2010 allocation.

21 14 5. Of the child support collections assigned under FIP,
 21 15 an amount equal to the federal share of support collections
 21 16 shall be credited to the child support recovery appropriation
 21 17 made in this division of this Act. Of the remainder of the
 21 18 assigned child support collections received by the child
 21 19 support recovery unit, a portion shall be credited to the FIP
 21 20 account, a portion may be used to increase recoveries, and a
 21 21 portion may be used to sustain cash flow in the child support
 21 22 payments account. If as a consequence of the appropriations
 21 23 and allocations made in this section the resulting amounts
 21 24 are insufficient to sustain cash assistance payments and meet
 21 25 federal maintenance of effort requirements, the department
 21 26 shall seek supplemental funding. If child support collections
 21 27 assigned under FIP are greater than estimated or are otherwise
 21 28 determined not to be required for maintenance of effort, the
 21 29 state share of either amount may be transferred to or retained

Requires the federal share of child support collections recovered by the State to be credited to the Child Support Recovery Unit. The remainder of support collected is credited to the FIP account and the DHS is permitted to use a portion to increase recoveries and to sustain cash flow in the child support payments account.

21 30 in the child support payment account.

21 31 6. The department may adopt emergency rules for the family
 21 32 investment, JOBS, food stamp, and medical assistance programs
 21 33 if necessary to comply with federal requirements.

Permits the DHS to adopt emergency administrative rules for the FIP, Food Stamp Program, and Medical Assistance Program.

21 34 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
 21 35 is appropriated from the general fund of the state to the
 22 1 department of human services for the fiscal year beginning July
 22 2 1, 2010, and ending June 30, 2011, the following amount, or
 22 3 so much thereof as is necessary, to be used for the purpose
 22 4 designated:
 22 5 To be credited to the family investment program (FIP)
 22 6 account and used for family investment program assistance under
 22 7 chapter 239B:
 22 8 \$ 31,735,539

General Fund appropriation to the DHS for the FIP, to be credited to the FIP Account.

DETAIL: This is a net increase of \$602,109 and a decrease of 4.50 FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$4,119,206 due to a net increase in Emergency TANF funding through ARRA.
- An increase of \$10,794,158 due to caseload growth.
- An increase of \$8,215,882 due to a loss of carryforward from FY 2009 to FY 2010.
- A decrease of \$13,448,490 due to additional funds from the elimination of a transfer to child care.
- An increase of \$77,907 for increased Promise Jobs participation.
- A decrease of \$853,933 from a reduction in the electronic benefits transfer (EBT) vendor contract.
- A decrease of \$64,209 due to increased use of electronic funds transfers.

The appropriation for the FIP Account also contains funding for the PROMISE JOBS and FaDSS Programs. The appropriation maintains the current FIP payment levels (maximum grants of \$361 per month for a family with two persons and \$426 for a family with three persons).

22 9 1. Of the funds appropriated in this section, \$8,241,465 is
 22 10 allocated for the JOBS program.

General Fund allocation of \$8,241,465 for the PROMISE JOBS Program.

DETAIL: This is a decrease of \$312,270 compared to the FY 2010 allocation.

<p>22 11 2. Of the funds appropriated in this section, \$2,518,271 is 22 12 allocated for the family development and self=sufficiency grant 22 13 program.</p>	<p>General Fund allocation of \$2,518,271 for the FaDSS Program. DETAIL: Maintains current level of support.</p>
<p>22 14 3. Notwithstanding section 8.39, for the fiscal year 22 15 beginning July 1, 2010, if necessary to meet federal 22 16 maintenance of effort requirements or to transfer federal 22 17 temporary assistance for needy families block grant funding 22 18 to be used for purposes of the federal social services block 22 19 grant or to meet cash flow needs resulting from delays in 22 20 receiving federal funding or to implement, in accordance with 22 21 this division of this Act, activities currently funded with 22 22 juvenile court services, county, or community moneys and state 22 23 moneys used in combination with such moneys, the department 22 24 of human services may transfer funds within or between any 22 25 of the appropriations made in this division of this Act and 22 26 appropriations in law for the federal social services block 22 27 grant to the department for the following purposes, provided 22 28 that the combined amount of state and federal temporary 22 29 assistance for needy families block grant funding for each 22 30 appropriation remains the same before and after the transfer: 22 31 a. For the family investment program. 22 32 b. For child care assistance. 22 33 c. For child and family services. 22 34 d. For field operations. 22 35 e. For general administration. 23 1 f. MH/MR/DD/BI community services (local purchase). 23 2 This subsection shall not be construed to prohibit the use 23 3 of existing state transfer authority for other purposes. The 23 4 department shall report any transfers made pursuant to this 23 5 subsection to the legislative services agency.</p>	<p>CODE: Specifies that the DHS has the authority to transfer TANF funds to the Social Services Block Grant as necessary to meet Maintenance of Effort requirements.</p>
<p>23 6 Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated 23 7 from the general fund of the state to the department of human 23 8 services for the fiscal year beginning July 1, 2010, and ending 23 9 June 30, 2011, the following amount, or so much thereof as is</p>	<p>General Fund appropriation to the DHS for the Child Support Recovery Unit. DETAIL: This is a decrease of \$251,000 and no change in FTE</p>

<p>23 10 necessary, to be used for the purposes designated: 23 11 For child support recovery, including salaries, support, 23 12 maintenance, and miscellaneous purposes, and for not more than 23 13 the following full-time equivalent positions: 23 14 \$ 11,827,414 23 15 FTEs 520.00</p>	<p>positions compared to estimated net FY 2010. The changes include:</p> <ul style="list-style-type: none"> • A decrease of \$23,000 due to efficiencies from electronic payments from businesses. • A decrease of \$228,000 to reflect a modification of handling funding from the Child Support Recovery Unit Fund.
<p>23 16 1. The department shall expend up to \$24,329, including 23 17 federal financial participation, for the fiscal year beginning 23 18 July 1, 2010, for a child support public awareness campaign. 23 19 The department and the office of the attorney general shall 23 20 cooperate in continuation of the campaign. The public 23 21 awareness campaign shall emphasize, through a variety of 23 22 media activities, the importance of maximum involvement of 23 23 both parents in the lives of their children as well as the 23 24 importance of payment of child support obligations.</p>	<p>Requires the DHS to expend up to \$24,329 during FY 2011 for a child support public awareness campaign. The funding limitation includes federal funds. The campaign is to be operated in cooperation with the Office of the Attorney General and is to emphasize parental involvement and financial support.</p> <p>DETAIL: This is a decrease of \$2,703 compared to the FY 2010 allocation.</p>
<p>23 25 2. Federal access and visitation grant moneys shall be 23 26 issued directly to private not-for-profit agencies that provide 23 27 services designed to increase compliance with the child access 23 28 provisions of court orders, including but not limited to 23 29 neutral visitation sites and mediation services.</p>	<p>Specifies the process for utilization of receipts from federal Access and Visitation Grants.</p>
<p>23 30 3. The appropriation made to the department for child 23 31 support recovery may be used throughout the fiscal year in the 23 32 manner necessary for purposes of cash flow management, and for 23 33 cash flow management purposes the department may temporarily 23 34 draw more than the amount appropriated, provided the amount 23 35 appropriated is not exceeded at the close of the fiscal year.</p>	<p>Permits the DHS to use the appropriation as necessary and draw more than appropriated if needed to solve any cash flow problems, provided the amount appropriated is not exceeded at the end of the fiscal year.</p>
<p>24 1 4. With the exception of the funding amount specified, 24 2 the requirements established under 2001 Iowa Acts, chapter 24 3 191, section 3, subsection 5, paragraph "c", subparagraph (3),</p>	<p>Specifies that the Department is to continue to operate the Child Support Recovery Unit under the guidelines established in the 2001 Iowa Acts.</p>

24 4 shall be applicable to parental obligation pilot projects for
 24 5 the fiscal year beginning July 1, 2010, and ending June 30,
 24 6 2011. Notwithstanding 441 IAC 100.8, as in effect on June 30,
 24 7 2009, providing for termination of rules relating to the pilot
 24 8 projects the earlier of October 1, 2006, or when legislative
 24 9 authority is discontinued, the rules relating to the pilot
 24 10 projects, as in effect on June 30, 2009, shall remain in effect
 24 11 until June 30, 2011.

24 12 Sec. 10. HEALTH CARE TRUST FUND == MEDICAL ASSISTANCE. Any
 24 13 funds remaining in the health care trust fund created in
 24 14 section 453A.35A for the fiscal year beginning July 1, 2010,
 24 15 and ending June 30, 2011, are appropriated to the department
 24 16 of human services to supplement the medical assistance program
 24 17 appropriations made in this Act, for medical assistance
 24 18 reimbursement and associated costs, including program
 24 19 administration and costs associated with implementation.

Appropriates the balance of the HCTF to the Medicaid Program for FY 2010 after all other appropriations from the Fund are made.

DETAIL: It is estimated that there will be \$108,615,078 available. This is an increase of \$7,964,338 compared to estimated net FY 2010.

24 20 Sec. 11. MEDICAL ASSISTANCE. There is appropriated from the
 24 21 general fund of the state to the department of human services
 24 22 for the fiscal year beginning July 1, 2010, and ending June 30,
 24 23 2011, the following amount, or so much thereof as is necessary,
 24 24 to be used for the purpose designated:
 24 25 For medical assistance reimbursement and associated costs
 24 26 as specifically provided in the reimbursement methodologies
 24 27 in effect on June 30, 2010, except as otherwise expressly
 24 28 authorized by law, including reimbursement for abortion
 24 29 services which shall be available under the medical assistance
 24 30 program only for those abortions which are medically necessary:
 24 31 \$418,921,344

General Fund appropriation to the DHS for the Medical Assistance (Medicaid) Program.

DETAIL: This is a net decrease of \$191,174,790 compared to estimated net FY 2010. The changes include:

- An increase of \$49,085,225 for increases in utilization and enrollment.
- An increase of \$1,833,333 to replace a one-time transfer for hospital rebase from the Veterans Home.
- A decrease of \$3,829,725 for the annual adjustment to the Federal Medical Assistance Percentage (FMAP) match rate.
- A decrease of \$10,719,202 to annualize the ATB reduction.
- A decrease of \$21,393,608 due to additional funds available from the Senior Living Trust Fund.
- A decrease if \$1,801,402 to transfer funds to State Supplementary Assistance.
- A decrease of \$14,957,400 from savings related to SF 2088 (Government Reorganization and Efficiency Act).

- A decrease of \$7,964,338 due to additional funds available from the HCTF.
- A decrease of \$187,800,000 due to additional funds from the Cash Reserve Fund.
- A decrease of \$10,806,990 from a net decrease in ARRA funding.
- An increase of \$40,281,386 to match revisions to estimates by the Medicaid forecasting workgroup.
- A decrease of \$23,102,069 due to a general reduction to Medicaid.

24 32 1. Medically necessary abortions are those performed under
24 33 any of the following conditions:

24 34 a. The attending physician certifies that continuing the
24 35 pregnancy would endanger the life of the pregnant woman.

25 1 b. The attending physician certifies that the fetus is
25 2 physically deformed, mentally deficient, or afflicted with a
25 3 congenital illness.

25 4 c. The pregnancy is the result of a rape which is reported
25 5 within 45 days of the incident to a law enforcement agency or
25 6 public or private health agency which may include a family
25 7 physician.

25 8 d. The pregnancy is the result of incest which is reported
25 9 within 150 days of the incident to a law enforcement agency
25 10 or public or private health agency which may include a family
25 11 physician.

25 12 e. Any spontaneous abortion, commonly known as a
25 13 miscarriage, if not all of the products of conception are
25 14 expelled.

25 15 2. The department shall utilize not more than \$60,000 of
25 16 the funds appropriated in this section to continue the AIDS/HIV
25 17 health insurance premium payment program as established in 1992
25 18 Iowa Acts, Second Extraordinary Session, chapter 1001, section
25 19 409, subsection 6. Of the funds allocated in this subsection,
25 20 not more than \$5,000 may be expended for administrative

Specifies conditions that permit the Medical Assistance Program to reimburse providers for abortion services.

DETAIL: This is the same language that has been included for several years.

Requires the DHS to use a maximum of \$60,000 of the funds appropriated for Medical Assistance to continue the AIDS/HIV Health Insurance Premium Payment as established during the Second Extraordinary Session in 1992.

DETAIL: Maintains the current level of General Fund support.

25 21 purposes.

25 22 3. Of the funds appropriated in this Act to the department
25 23 of public health for addictive disorders, \$950,000 for the
25 24 fiscal year beginning July 1, 2010, shall be transferred to
25 25 the department of human services for an integrated substance
25 26 abuse managed care system. The department shall not assume
25 27 management of the substance abuse system in place of the
25 28 managed care contractor unless such a change in approach is
25 29 specifically authorized in law. The departments of human
25 30 services and public health shall work together to maintain
25 31 the level of mental health and substance abuse services
25 32 provided by the managed care contractor through the Iowa plan
25 33 for behavioral health. Each department shall take the steps
25 34 necessary to continue the federal waivers as necessary to
25 35 maintain the level of services.

Requires \$950,000 of the Substance Abuse Grants appropriation to DPH to be transferred to the Medical Assistance Program in the DHS for continuation of the Managed Substance Abuse Treatment Program. Also, requires the DHS to assume management of the Program.

DETAIL: Maintains the current level of General Fund support. The Managed Substance Abuse Treatment Program was funded for the first time in FY 1996.

26 1 4. a. The department shall aggressively pursue options for
26 2 providing medical assistance or other assistance to individuals
26 3 with special needs who become ineligible to continue receiving
26 4 services under the early and periodic screening, diagnosis, and
26 5 treatment program under the medical assistance program due to
26 6 becoming 21 years of age who have been approved for additional
26 7 assistance through the department's exception to policy
26 8 provisions, but who have health care needs in excess of the
26 9 funding available through the exception to policy provisions.

Requires the DHS to aggressively pursue options for assisting special needs individuals that become ineligible for continued services under the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) Program as a result of turning 21 years of age. The individuals are to have been approved for additional assistance through the DHS exception to policy process, but have health care needs exceeding available funding. This Section requires the Department to allocate \$100,000 to fund one or more pilot projects focused on providing care in the community.

26 10 b. Of the funds appropriated in this section, \$100,000
26 11 shall be used for participation in one or more pilot projects
26 12 operated by a private provider to allow the individual or
26 13 individuals to receive service in the community in accordance
26 14 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
26 15 (1999), for the purpose of providing medical assistance or
26 16 other assistance to individuals with special needs who become
26 17 ineligible to continue receiving services under the early and
26 18 periodic screening, diagnosis, and treatment program under
26 19 the medical assistance program due to becoming 21 years of

DETAIL: Maintains the current level of General Fund support.

26 20 age who have been approved for additional assistance through
26 21 the department's exception to policy provisions, but who have
26 22 health care needs in excess of the funding available through
26 23 the exception to the policy provisions.

26 24 5. Of the funds appropriated in this section, up to
26 25 \$3,050,082 may be transferred to the field operations
26 26 or general administration appropriations in this Act for
26 27 operational costs associated with Part D of the federal
26 28 Medicare Prescription Drug Improvement and Modernization Act
26 29 of 2003, Pub. L. No. 108=173.

Permits the DHS to transfer up to \$3,050,082 to Field Operations or General Administration for implementation costs of the new Medicare Part D prescription drug benefit and low-income subsidy application process.

26 30 6. Of the funds appropriated in this section, not more
26 31 than \$166,600 shall be used to enhance outreach efforts. The
26 32 department may transfer funds allocated in this subsection to
26 33 the appropriations in this division of this Act for general
26 34 administration, the children's health insurance program, or
26 35 medical contracts, as necessary, to implement the outreach
27 1 efforts.

Prohibits the DHS from expending more than \$166,600 for outreach for the Medicaid and hawk-i programs.

27 2 7. Of the funds appropriated in this section, up to \$442,100
27 3 may be transferred to the appropriation in this Act for medical
27 4 contracts to be used for clinical assessment services related
27 5 to remedial services in accordance with federal law.

Permits a maximum of \$442,100 of Medicaid funds to be transferred to Clinical Assessment Services.

DETAIL: Maintains the current allocation level.

27 6 8. A portion of the funds appropriated in this section
27 7 may be transferred to the appropriations in this division of
27 8 this Act for general administration, medical contracts, the
27 9 children's health insurance program, or field operations to be
27 10 used for the state match cost to comply with the payment error
27 11 rate measurement (PERM) program for both the medical assistance
27 12 and children's health insurance programs as developed by the
27 13 centers for Medicare and Medicaid services of the United States
27 14 department of health and human services to comply with the

Permits the DHS to use a portion of the funds appropriated to carry out the Payment Error Rate Measurement (PERM) Program. This brings the DHS into compliance with the federal Improper Payments Information Act of 2002.

27 15 federal Improper Payments Information Act of 2002, Pub. L. No.
27 16 107=300.

27 17 9. It is the intent of the general assembly that the
27 18 department continue to implement the recommendations of
27 19 the assuring better child health and development initiative
27 20 II (ABCDII) clinical panel to the Iowa early and periodic
27 21 screening, diagnostic, and treatment services healthy mental
27 22 development collaborative board regarding changes to billing
27 23 procedures, codes, and eligible service providers.

Specifies legislative intent that the DHS continue to implement the recommendations of the ABCD II Clinical Panel for changes to billing procedures, codes, and eligible service providers.

27 24 10. Of the funds appropriated in this section, a sufficient
27 25 amount is allocated to supplement the incomes of residents of
27 26 nursing facilities, intermediate care facilities for persons
27 27 with mental illness, and intermediate care facilities for
27 28 persons with mental retardation, with incomes of less than \$50
27 29 in the amount necessary for the residents to receive a personal
27 30 needs allowance of \$50 per month pursuant to section 249A.30A.

Requires the DHS to provide residents in nursing facilities, ICF/MRs, and ICF/MIs with a personal needs allowance of \$50 per month.

DETAIL: There are no changes in this provision from FY 2009.

27 31 11. Of the funds appropriated in this section, the following
27 32 amounts shall be transferred to the appropriations made in this
27 33 division of this Act for the state mental health institutes:
27 34 a. Cherokee mental health institute \$ 9,098,425
27 35 b. Clarinda mental health institute \$ 1,977,305
28 1 c. Independence mental health institute \$ 9,045,894
28 2 d. Mount Pleasant mental health institute \$ 5,752,587

Transfers Medicaid funds to the four Mental Health Institutes.

DETAIL: Maintains the current level of General Fund support.

28 3 12. a. Of the funds appropriated in this section,
28 4 \$7,108,069 is allocated for the state match for a
28 5 disproportionate share hospital payment of \$19,133,430 to
28 6 hospitals that meet both of the conditions specified in
28 7 subparagraphs (1) and (2). In addition, the hospitals that
28 8 meet the conditions specified shall either certify public
28 9 expenditures or transfer to the medical assistance program
28 10 an amount equal to provide the nonfederal share for a

Allocates \$7,108,069 of Medicaid funds for the State match for the Disproportionate Share Hospital (DSH) payment of \$19,133,430. In addition, the UIHC is to either use Certified Public Expenditures or transfer \$7,500,000 to the Medicaid Program to provide the nonfederal share of the DSH payment. The UIHC will retain 100.0% of the DSH payment of \$26,633,430.

28 11 disproportionate share hospital payment of \$7,500,000. The
28 12 hospitals that meet the conditions specified shall receive and
28 13 retain 100 percent of the total disproportionate share hospital
28 14 payment of \$26,633,430.
28 15 (1) The hospital qualifies for disproportionate share and
28 16 graduate medical education payments.
28 17 (2) The hospital is an Iowa state-owned hospital with more
28 18 than 500 beds and eight or more distinct residency specialty
28 19 or subspecialty programs recognized by the American college of
28 20 graduate medical education.

28 21 b. Distribution of the disproportionate share payments
28 22 shall be made on a monthly basis. The total amount of
28 23 disproportionate share payments including graduate medical
28 24 education, enhanced disproportionate share, and Iowa
28 25 state-owned teaching hospital payments shall not exceed the
28 26 amount of the state's allotment under Pub. L. No. 102=234.
28 27 In addition, the total amount of all disproportionate
28 28 share payments shall not exceed the hospital-specific
28 29 disproportionate share limits under Pub. L. No. 103=66.
28 30 12A. The university of Iowa hospitals and clinics shall
28 31 either certify public expenditures or transfer to the medical
28 32 assistance appropriation an amount equal to provide the
28 33 nonfederal share for increased medical assistance payments for
28 34 inpatient hospital services of \$7,500,000. The university of
28 35 Iowa hospitals and clinics shall receive and retain 100 percent
29 1 of the total increase in medical assistance payments.

Specifies that DSH payments are to be distributed on a monthly basis and the DSH payments are not to exceed the federal limit.

29 2 13. Of the funds appropriated in this section, up to
29 3 \$4,601,848 may be transferred to the IowaCare account created
29 4 in section 249J.24.

Transfers up to \$4,601,848 of Medicaid funds to the IowaCare Program.

29 5 14. Of the funds appropriated in this section, \$200,000
29 6 shall be used for the Iowa chronic care consortium pursuant to
29 7 2003 Iowa Acts, chapter 112, section 12, as amended by 2003
29 8 Iowa Acts, chapter 179, sections 166 and 167.

Allocates \$200,000 of Medicaid funds to the Iowa Chronic Care Consortium.

DETAIL: This is a decrease of \$50,000 compared to the FY 2009

allocation.

29 9 15. One hundred percent of the nonfederal share of payments
29 10 to area education agencies that are medical assistance
29 11 providers for medical assistance=covered services provided to
29 12 medical assistance=covered children, shall be made from the
29 13 appropriation made in this section.

Allocates Medicaid funds to Area Education Agencies.

29 14 16. Any new or renewed contract entered into by the
29 15 department with a third party to administer behavioral health
29 16 services under the medical assistance program shall provide
29 17 that any interest earned on payments from the state during
29 18 the state fiscal year shall be remitted to the department
29 19 and treated as recoveries to offset the costs of the medical
29 20 assistance program.

Specifies that any new or renewed contract with a third party behavioral health administrator requires interest earned to be remitted to the DHS to offset costs of the Medicaid Program.

29 21 17. The department shall continue to implement the
29 22 provisions in 2007 Iowa Acts, chapter 218, section 124 and
29 23 section 126, as amended by 2008 Iowa Acts, chapter 1188,
29 24 section 55, relating to eligibility for certain persons with
29 25 disabilities under the medical assistance program in accordance
29 26 with the federal family opportunity Act.

Requires the DHS to continue the implementation of the federal Family Opportunity Act.

DETAIL: The Family Opportunity Act is a Medicaid buy-in Program for children with family income of up to 300.00% of the Federal Poverty Level and that also meet SSI-eligibility requirements.

29 27 18. A portion of the funds appropriated in this section
29 28 may be transferred to the appropriation in this division of
29 29 this Act for medical contracts to be used for administrative
29 30 activities associated with the money follows the person
29 31 demonstration project.

Specifies that a portion of the Medicaid funding may be transferred to Medical Contracts for administrative activities related to the Money Follows the Person Demonstration Project.

29 32 19. Notwithstanding section 8.33, the portion of the
29 33 funds appropriated in this section that is the result of the
29 34 application of the increased federal medical assistance match
29 35 percentage under the federal American Recovery and Reinvestment

CODE: Requires nonreversion of any funds received as part of the increased Medicare Clawback payment from the federal government through FY 2011.

30 1 Act of 2009, to the amount the state pays the federal
30 2 government as required under the federal Medicare Prescription
30 3 Drug Improvement and Modernization Act of 2003, known as
30 4 clawback payments, for the period October 1, 2008, through
30 5 December 31, 2010, that remains unobligated or unencumbered at
30 6 the close of the fiscal year, shall not revert to any fund but
30 7 shall remain available for expenditure for the purposes of the
30 8 medical assistance program until the close of the succeeding
30 9 fiscal year.

30 10 20. The department may transfer any savings generated
30 11 due to medical assistance program cost containment efforts
30 12 initiated pursuant to 2010 Iowa Acts, Senate File 2088, if
30 13 enacted, or executive order 20, issued December 16, 2009, to
30 14 the medical contracts appropriation made in this division of
30 15 this Act to defray the increased contract costs associated with
30 16 implementing such efforts.

Specifies the DHS may transfer savings associated with government reorganization to Medical Contracts to offset the costs of implementing the efforts.

30 17 21. The department shall request a waiver from the centers
30 18 for Medicare and Medicaid services of the United States
30 19 department of health and human services to add assisted living
30 20 services to the home and community-based services waiver
30 21 for the elderly under the medical assistance program. Upon
30 22 receipt of federal approval of the waiver, the department shall
30 23 implement assisted living as a service within the home and
30 24 community-based services elderly waiver. The department shall
30 25 adopt rules to implement the approved elderly waiver assisted
30 26 living service.

Requires the DHS to request a waiver from the Center for Medicare and Medicaid Services to add assisted living services to the HCBS Elderly Waiver. The DHS is to adopt rules to implement this provision.

30 27 Sec. 12. HEALTH INSURANCE PREMIUM PAYMENT PROGRAM. There
30 28 is appropriated from the general fund of the state to the
30 29 department of human services for the fiscal year beginning July
30 30 1, 2010, and ending June 30, 2011, the following amount, or
30 31 so much thereof as is necessary, to be used for the purpose
30 32 designated:
30 33 For administration of the health insurance premium payment

General Fund appropriation to the DHS for the Health Insurance Premium Payment (HIPP) Program.

DETAIL: This is no change in funding and no change in FTE positions compared to estimated net FY 2010.

30 34 program, including salaries, support, maintenance, and
 30 35 miscellaneous purposes, and for not more than the following
 31 1 full-time equivalent positions:
 31 2 \$ 457,210
 31 3 FTEs 19.00

31 4 Sec. 13. MEDICAL CONTRACTS. There is appropriated from the
 31 5 general fund of the state to the department of human services
 31 6 for the fiscal year beginning July 1, 2010, and ending June 30,
 31 7 2011, the following amount, or so much thereof as is necessary,
 31 8 to be used for the purpose designated:
 31 9 For medical contracts, including salaries, support,
 31 10 maintenance, and miscellaneous purposes, and for not more than
 31 11 the following full-time equivalent positions:
 31 12 \$ 9,683,668
 31 13 FTEs 6.00

31 14 The department of inspections and appeals shall provide all
 31 15 state matching funds for survey and certification activities
 31 16 performed by the department of inspections and appeals.
 31 17 The department of human services is solely responsible for
 31 18 distributing the federal matching funds for such activities.

31 19 Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.
 31 20 1. There is appropriated from the general fund of the
 31 21 state to the department of human services for the fiscal year
 31 22 beginning July 1, 2010, and ending June 30, 2011, the following
 31 23 amount, or so much thereof as is necessary, to be used for the
 31 24 purpose designated:

General Fund appropriation to the DHS for Medical Contracts.

DETAIL: This is a net decrease of \$2,602,685 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- An increase of \$915,415 due to contract inflation and IT cost increases.
- A decrease \$150,000 to eliminate one-time Iowa Medicaid Enterprise procurement costs.
- An increase of \$34,348 to upgrade to HIPPA version 5010.
- A decrease of \$190,555 due to a savings from moving to paperless methods.
- A decrease of \$1,338,630 due to additional funds available from the Pharmaceutical Settlement Account.
- A decrease of \$1,873,263 due to a transfer of State matching funds to Department of Inspections and Appeals (DIA) for inspections.

Requires the DIA to provide all State matching funds for survey and certification activities.

General Fund appropriation to the DHS for State Supplementary Assistance.

DETAIL: This is an increase of \$1,801,402 compared to estimated net FY 2010 due to a transfer in funds from Medicaid.

31 25 For the state supplementary assistance program:

31 26 \$ 18,259,235

31 27 2. The department shall increase the personal needs
31 28 allowance for residents of residential care facilities by the
31 29 same percentage and at the same time as federal supplemental
31 30 security income and federal social security benefits are
31 31 increased due to a recognized increase in the cost of living.
31 32 The department may adopt emergency rules to implement this
31 33 subsection.

Requires the DHS to increase the personal needs allowance of residential care facilities residents at the same rate and time as federal Supplemental Security Income (SSI) and Social Security benefits are increased. Permits the DHS to adopt emergency rules for implementation.

31 34 3. If during the fiscal year beginning July 1, 2010,
31 35 the department projects that state supplementary assistance
32 1 expenditures for a calendar year will not meet the federal
32 2 pass-through requirement specified in Tit. XVI of the federal
32 3 Social Security Act, section 1618, as codified in 42 U.S.C.
32 4 1382g, the department may take actions including but not
32 5 limited to increasing the personal needs allowance for
32 6 residential care facility residents and making programmatic
32 7 adjustments or upward adjustments of the residential care
32 8 facility or in-home health-related care reimbursement rates
32 9 prescribed in this division of this Act to ensure that federal
32 10 requirements are met. In addition, the department may make
32 11 other programmatic and rate adjustments necessary to remain
32 12 within the amount appropriated in this section while ensuring
32 13 compliance with federal requirements. The department may adopt
32 14 emergency rules to implement the provisions of this subsection.

Permits the DHS to adjust rates for State Supplementary Assistance to meet federal Maintenance of Effort requirements. Permits the DHS to adopt emergency rules for implementation.

32 15 Sec. 15. CHILDREN'S HEALTH INSURANCE PROGRAM.
32 16 1. There is appropriated from the general fund of the
32 17 state to the department of human services for the fiscal year
32 18 beginning July 1, 2010, and ending June 30, 2011, the following
32 19 amount, or so much thereof as is necessary, to be used for the
32 20 purpose designated:
32 21 For maintenance of the healthy and well kids in Iowa (hawk=i)

General Fund appropriation to the DHS for the Children's Health Insurance Program, also known as the Healthy and Well Kids in Iowa (hawk-i) Program.

DETAIL: This is a net increase of \$10,470,193 compared to estimated net FY 2010. The changes include:

- An increase of \$4,600,000 to replace one-time hawk-i Trust Fund

32 22 program pursuant to chapter 514I, including supplemental dental
 32 23 services, for receipt of federal financial participation under
 32 24 Tit. XXI of the federal Social Security Act, which creates the
 32 25 children's health insurance program:
 32 26 \$ 23,637,040

- carryforward from FY 2009 to FY 2010.
- An increase of \$4,910,265 due to enrollment growth in both health and dental coverage.
 - An increase of \$959,928 to match workgroup forecasting estimates.

32 27 2. Of the funds appropriated in this section, \$128,950 is
 32 28 allocated for continuation of the contract for advertising and
 32 29 outreach with the department of public health and \$90,050 is
 32 30 allocated for other advertising and outreach.

Allocates \$128,950 to continue an outreach contract with the DPH and allocates up to \$90,050 for additional advertising and outreach.

32 31 3. If the funds appropriated in this section are
 32 32 insufficient to cover the costs of both full coverage services
 32 33 and supplemental dental services, priority in expenditure of
 32 34 funds shall be given to covering the costs of full coverage
 32 35 services.

Requires the health insurance portion of hawk-i to be fully funded before money is spent on the supplemental dental coverage.

33 1 Sec. 16. CHILD CARE ASSISTANCE. There is appropriated
 33 2 from the general fund of the state to the department of human
 33 3 services for the fiscal year beginning July 1, 2010, and ending
 33 4 June 30, 2011, the following amount, or so much thereof as is
 33 5 necessary, to be used for the purpose designated:

General Fund appropriation to the DHS for the Child Care Assistance Programs.

33 6 For child care programs:
 33 7 \$ 32,325,964

DETAIL: This is a net decrease of \$221,500 compared to estimated net FY 2010. The General Fund changes include:

- A decrease of \$1,768,941 due to caseload growth that is lower than projected for FY 2011.
- An increase of \$12,959,715 to replace one-time FY 2009 carryforward that was used in FY 2010.
- A decrease of \$8,881,827 due to the availability of one-time carryforward from FY 2010 that can be used for FY 2011.
- An increase of \$13,448,490 due to the elimination of direct TANF funding to child care assistance.
- A decrease of \$15,755,256 due to the availability of federal ARRA funding.
- An increase of \$589,819 due to the increase in child care caseloads in the Promise Jobs Program.

- A decrease of \$592,000 for child care wraparound grants to maintain the FY 2010 service level and redirects funding to child care assistance.
- An increase of \$221,500 to partially restore the ATB reductions from FY 2010.
- A decrease of \$350,000 to eliminate funding for the Polk County grant to child care center services for children with various special needs.
- A decrease of \$93,000 to eliminate funding for the Polk County grant for children residing in the Oakridge Neighborhood in the city of Des Moines.

33 8 1. Of the funds appropriated in this section, \$30,956,537
 33 9 shall be used for state child care assistance in accordance
 33 10 with section 237A.13. It is the intent of the general assembly
 33 11 to appropriate sufficient funding for the state child care
 33 12 assistance program for the fiscal year beginning July 1, 2010,
 33 13 in order to avoid establishment of waiting list requirements
 33 14 by the department in the preceding fiscal year in anticipation
 33 15 that enhanced funding under the federal American Recovery and
 33 16 Reinvestment Act of 2009 will not be replaced for the fiscal
 33 17 year beginning July 1, 2010.

Allocates \$30,956,537 to provide child care assistance for low-income employed lowans. Specifies it is the intent of the General Assembly to appropriate sufficient funding to the Program in FY 2011 to avoid the DHS beginning a waiting list for services.

DETAIL: This is a decrease of \$3,461,217 compared to the FY 2010 allocation to continue the ATB reduction from FY 2010 in FY 2011.

33 18 2. Nothing in this section shall be construed or is
 33 19 intended as or shall imply a grant of entitlement for services
 33 20 to persons who are eligible for assistance due to an income
 33 21 level consistent with the waiting list requirements of section
 33 22 237A.13. Any state obligation to provide services pursuant to
 33 23 this section is limited to the extent of the funds appropriated
 33 24 in this section.

Specifies that assistance from the Child Care Assistance Program is not an entitlement and the State's obligation to provide services is limited to the funds available.

33 25 3. Of the funds appropriated in this section, \$432,453 is
 33 26 allocated for the statewide program for child care resource
 33 27 and referral services under section 237A.26. A list of the
 33 28 registered and licensed child care facilities operating in the

Allocates \$432,453 for the Statewide Child Care Resource and Referral Program. Requires a list of the registered and licensed child care facilities to be made available by Child Care Resource and Referral Programs to families receiving assistance under the Child

33 29 area served by a child care resource and referral service shall	Care Assistance Program.
33 30 be made available to the families receiving state child care	
33 31 assistance in that area.	DETAIL: This is a decrease of \$48,000 compared to the FY 2010 allocation to continue the ATB reduction from FY 2010 in FY 2011.
33 32 4. Of the funds appropriated in this section, \$936,974	Allocates \$936,974 for the Quality Rating System (QRS).
33 33 is allocated for child care quality improvement initiatives	
33 34 including but not limited to the voluntary quality rating	DETAIL: This is a decrease of \$599,207 compared to the FY 2010 allocation to continue the ATB reduction from FY 2010 in FY 2011.
33 35 system in accordance with section 237A.30.	
34 1 5. The department may use any of the funds appropriated	Permits funds appropriated for child care to be used as matching
34 2 in this section as a match to obtain federal funds for use in	funds for federal grants. Specifies that funds are obligated when
34 3 expanding child care assistance and related programs. For	expenditures are projected or allocated to the DHS regions.
34 4 the purpose of expenditures of state and federal child care	
34 5 funding, funds shall be considered obligated at the time	DETAIL: This provision was also in effect for FY 2010.
34 6 expenditures are projected or are allocated to the department's	
34 7 service areas. Projections shall be based on current and	
34 8 projected caseload growth, current and projected provider	
34 9 rates, staffing requirements for eligibility determination	
34 10 and management of program requirements including data systems	
34 11 management, staffing requirements for administration of the	
34 12 program, contractual and grant obligations and any transfers	
34 13 to other state agencies, and obligations for decategorization	
34 14 or innovation projects.	
34 15 6. A portion of the state match for the federal child care	Requires a portion of the State match for the federal Child Care and
34 16 and development block grant shall be provided as necessary to	Development Block Grant to be provided from the State appropriation
34 17 meet federal matching funds requirements through the state	for child development grants and other programs for at-risk children.
34 18 general fund appropriation made for child development grants	
34 19 and other programs for at-risk children in section 279.51.	
34 20 7. If a uniform reduction ordered by the governor under	Requires the DHS to apply any reductions to the child care assistance

34 21 section 8.31 or other operation of law, transfer, or federal
 34 22 funding reduction reduces the appropriation made in this
 34 23 section for the fiscal year, the percentage reduction in the
 34 24 amount paid out to or on behalf of the families participating
 34 25 in the state child care assistance program shall be equal to or
 34 26 less than the percentage reduction made for any other purpose
 34 27 payable from the appropriation made in this section and the
 34 28 federal funding relating to it. If there is an unanticipated
 34 29 increase in federal funding provided for state child care
 34 30 assistance, the entire amount of the increase shall be used for
 34 31 state child care assistance payments. If the appropriations
 34 32 made for purposes of the state child care assistance program
 34 33 for the fiscal year are determined to be insufficient, it is
 34 34 the intent of the general assembly to appropriate sufficient
 34 35 funding for the fiscal year in order to avoid establishment of
 35 1 waiting list requirements.

appropriation, either State or federal, that result in a reduction to
 subsidy payments to families, in amounts equal to or less than the
 percentage of the reduction. Also requires any unanticipated increase
 in federal funding to be used only for the Child Care Assistance
 Subsidy Program. Specifies that it is the intent of the General
 Assembly to provide sufficient funding for the Program for FY 2011 to
 avoid the establishment of a waiting list.

35 2 8. Notwithstanding section 8.33, moneys appropriated in
 35 3 this section or received from the federal appropriations made
 35 4 for the purposes of this section that remain unencumbered or
 35 5 unobligated at the close of the fiscal year shall not revert
 35 6 to any fund but shall remain available for expenditure for the
 35 7 purposes designated until the close of the succeeding fiscal
 35 8 year.

CODE: Requires nonreversion of FY 2010 Child Care Assistance
 Program funds.

35 9 Sec. 17. JUVENILE INSTITUTIONS. There is appropriated
 35 10 from the general fund of the state to the department of human
 35 11 services for the fiscal year beginning July 1, 2010, and ending
 35 12 June 30, 2011, the following amounts, or so much thereof as is
 35 13 necessary, to be used for the purposes designated:

35 14 1. For operation of the Iowa juvenile home at Toledo and for
 35 15 salaries, support, maintenance, and miscellaneous purposes, and
 35 16 for not more than the following full-time equivalent positions:
 35 17 \$ 6,977,599

General Fund appropriation to the DHS for the Juvenile Home at
 Toledo.

DETAIL: This is a net increase of \$898,316 and no change in FTE
 positions compared to estimated net FY 2010. The General Fund

35 18 FTEs 125.00

changes include:

- An increase of \$110,000 due to a transfer from the State Training School at Eldora.
- A decrease of \$51,684 due to savings identified by the Public Works Efficiency Report for consolidating administrative functions for State institutions.
- An increase of \$840,000 to offset the loss of ARRA funding.

35 19 2. For operation of the state training school at Eldora and
 35 20 for salaries, support, maintenance, and miscellaneous purposes,
 35 21 and for not more than the following full-time equivalent
 35 22 positions:

35 23 \$ 10,851,062
 35 24 FTEs 202.70

General Fund appropriation to the DHS for the State Training School at Eldora.

DETAIL: This is an increase of \$1,205,054 and no change in FTE positions compared to estimated net FY 2010. The General Fund changes include:

- A decrease of \$110,000 due to a transfer to the Iowa Juvenile Home at Toledo.
- A decrease of \$84,946 due to savings identified by the Public Works Efficiency Report for consolidating administrative functions for State institutions.
- An increase of \$1,400,000 to offset the loss of ARRA funding.

35 25 3. A portion of the moneys appropriated in this section
 35 26 shall be used by the state training school and by the Iowa
 35 27 juvenile home for grants for adolescent pregnancy prevention
 35 28 activities at the institutions in the fiscal year beginning
 35 29 July 1, 2010.

Requires a portion of the funds appropriated for the two juvenile institutions to be used for pregnancy prevention in FY 2011.

DETAIL: This provision was also in effect for FY 2010.

35 30 Sec. 18. CHILD AND FAMILY SERVICES.
 35 31 1. There is appropriated from the general fund of the
 35 32 state to the department of human services for the fiscal year
 35 33 beginning July 1, 2010, and ending June 30, 2011, the following

General Fund appropriation to the DHS for Child and Family Services.

DETAIL: This is a net decrease of \$1,939,283 compared to estimated net FY 2010. The General Fund changes include:

35 34 amount, or so much thereof as is necessary, to be used for the
 35 35 purpose designated:
 36 1 For child and family services:
 36 2 \$ 79,593,023

- An increase of \$1,283,699 to restore federal ARRA funding.
- A decrease of \$46,512 to reflect updated estimates to federal Title IV-E funding based on current eligibility rates and the projected FY 2011 FMAP rate.
- A decrease of \$1,387,581 due to available ARRA funding from the enhanced FMAP for foster care that is scheduled to expire in December of 2010.
- An increase of \$1,700,606 for restoration of the ATB reductions in FY 2010.
- A decrease of \$2,656,995 due to annualized savings realized by continuing certain ATB reductions from FY 2010 in FY 2011.
- A decrease of \$240,000 due to savings identified by the Public Works Efficiency Report to increase federal Title IV-E claims for reimbursement for Juvenile Court Services.
- A decrease of \$30,000 due to savings identified by the Public Works Efficiency Report to increase federal Title IV-E funds relating to case management services for children moving to a licensed foster family home or group care from an unlicensed facility.
- A decrease of \$500,000 to reduce State funding for unused guaranteed shelter care beds.
- A decrease of \$62,500 to eliminate funding for a multi-dimensional foster care treatment level pilot program in Polk County.

36 3 2. In order to address a reduction of \$5,200,000 from the
 36 4 amount allocated under the appropriation made for the purposes
 36 5 of this section in prior years for purposes of juvenile
 36 6 delinquent graduated sanction services, up to \$5,200,000 of the
 36 7 amount of federal temporary assistance for needy families block
 36 8 grant funding appropriated in this division of this Act for
 36 9 child and family services shall be made available for purposes
 36 10 of juvenile delinquent graduated sanction services.

Allocates \$5,200,000 of TANF funds for delinquency programs.
 DETAIL: Maintains the current allocation level.

36 11 3. The department may transfer funds appropriated in this

Permits the DHS to transfer funds appropriated for Child and Family

36 12 section as necessary to pay the nonfederal costs of services
36 13 reimbursed under the medical assistance program, state child
36 14 care assistance program, or the family investment program which
36 15 are provided to children who would otherwise receive services
36 16 paid under the appropriation in this section. The department
36 17 may transfer funds appropriated in this section to the
36 18 appropriations made in this division of this Act for general
36 19 administration and for field operations for resources necessary
36 20 to implement and operate the services funded in this section.

Services to Medicaid, the FIP, General Administration, or Field Operations to pay for costs associated with child welfare services in these areas.

36 21 4. a. Of the funds appropriated in this section, up to
36 22 \$29,233,006 is allocated as the statewide expenditure target
36 23 under section 232.143 for group foster care maintenance and
36 24 services. If the department projects that such expenditures
36 25 for the fiscal year will be less than the target amount
36 26 allocated in this lettered paragraph, the department may
36 27 reallocate the excess to provide additional funding for shelter
36 28 care or the child welfare emergency services addressed with the
36 29 allocation for shelter care.

Allocates up to \$29,233,000 for group care services and maintenance costs.

DETAIL: This is a decrease of \$3,579,813 compared to the FY 2010 allocation set in HF 820 (FY 2010 Federal Funds Appropriations Act).

36 30 b. If at any time after September 30, 2010, annualization
36 31 of a service area's current expenditures indicates a service
36 32 area is at risk of exceeding its group foster care expenditure
36 33 target under section 232.143 by more than 5 percent, the
36 34 department and juvenile court services shall examine all
36 35 group foster care placements in that service area in order to
37 1 identify those which might be appropriate for termination.
37 2 In addition, any aftercare services believed to be needed
37 3 for the children whose placements may be terminated shall be
37 4 identified. The department and juvenile court services shall
37 5 initiate action to set dispositional review hearings for the
37 6 placements identified. In such a dispositional review hearing,
37 7 the juvenile court shall determine whether needed aftercare
37 8 services are available and whether termination of the placement
37 9 is in the best interest of the child and the community.

Requires the group foster care expenditure target to be reviewed under certain conditions and requires review hearings when appropriate.

37 10 5. In accordance with the provisions of section 232.188,

Allocates \$1,717,753 for decategorization services.

37 11 the department shall continue the child welfare and juvenile
37 12 justice funding initiative during fiscal year 2010=2011. Of
37 13 the funds appropriated in this section, \$1,717,753 is allocated
37 14 specifically for expenditure for fiscal year 2010=2011 through
37 15 the decategorization service funding pools and governance
37 16 boards established pursuant to section 232.188.

DETAIL: Maintains the current level of General Fund support.

37 17 6. A portion of the funds appropriated in this section
37 18 may be used for emergency family assistance to provide other
37 19 resources required for a family participating in a family
37 20 preservation or reunification project or successor project to
37 21 stay together or to be reunified.

Permits a portion of the Child and Family Services appropriation to be used for emergency family assistance under specified conditions.

37 22 7. a. Notwithstanding section 234.35 or any other provision
37 23 of law to the contrary, state funding for shelter care shall be
37 24 limited to \$7,894,147. The department may continue or amend
37 25 shelter care provider contracts to include the child welfare
37 26 emergency services for children that were implemented pursuant
37 27 to 2008 Iowa Acts, chapter 1187, section 16, subsection 7.

CODE: Limits State funding for shelter care to \$7,894,147. Permits the DHS to continue or amend provider contracts to include child welfare emergency services.

DETAIL: This is a increase of \$207,687 compared to the FY 2010 allocation.

37 28 b. The child welfare advisory committee created by the
37 29 council on human services pursuant to section 217.3A, if
37 30 enacted by 2010 Iowa Acts, Senate File 2088, section 391, or
37 31 other appropriate existing body, shall develop recommendations
37 32 to identify the appropriate capacity for child welfare
37 33 emergency services for implementation during the fiscal year
37 34 beginning July 1, 2011. The data being collected regarding
37 35 child welfare emergency services shall be utilized in
38 1 developing the recommendations. The recommendations shall be
38 2 submitted on or before December 15, 2010, to the department and
38 3 the persons designated by this Act to receive reports.

Requires the Child Welfare Advisory Committee to develop recommendations relating to implementation of child welfare emergency services. Requires the recommendations to be submitted to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the LSA by December 15, 2010.

38 4 8. Except for federal funds provided by the federal American
38 5 Recovery and Reinvestment Act of 2009, federal funds received
38 6 by the state during the fiscal year beginning July 1, 2010,

CODE: Requires federal funds received in FY 2011 for the expenditure of State funds in a previous fiscal year to be used for child welfare services. Requires nonreversion of funds through FY 2012.

38 7 as the result of the expenditure of state funds appropriated
 38 8 during a previous state fiscal year for a service or activity
 38 9 funded under this section are appropriated to the department
 38 10 to be used as additional funding for services and purposes
 38 11 provided for under this section. Notwithstanding section 8.33,
 38 12 moneys received in accordance with this subsection that remain
 38 13 unencumbered or unobligated at the close of the fiscal year
 38 14 shall not revert to any fund but shall remain available for the
 38 15 purposes designated until the close of the succeeding fiscal
 38 16 year.

38 17 9. Of the funds appropriated in this section, at least
 38 18 \$3,696,285 shall be used for protective child care assistance.

Requires \$3,696,285 to be used for protective child care assistance.

DETAIL: This is an increase of \$231,429 compared to the FY 2010 allocation.

38 19 10. a. Of the funds appropriated in this section, up to
 38 20 \$2,062,488 is allocated for the payment of the expenses of
 38 21 court=ordered services provided to juveniles who are under the
 38 22 supervision of juvenile court services, which expenses are a
 38 23 charge upon the state pursuant to section 232.141, subsection
 38 24 4. Of the amount allocated in this lettered paragraph, up to
 38 25 \$1,556,287 shall be made available to provide school=based
 38 26 supervision of children adjudicated under chapter 232, of which
 38 27 not more than \$15,000 may be used for the purpose of training.
 38 28 A portion of the cost of each school=based liaison officer
 38 29 shall be paid by the school district or other funding source as
 38 30 approved by the chief juvenile court officer.
 38 31 b. Of the funds appropriated in this section, up to \$748,985
 38 32 is allocated for the payment of the expenses of court=ordered
 38 33 services provided to children who are under the supervision
 38 34 of the department, which expenses are a charge upon the state
 38 35 pursuant to section 232.141, subsection 4.

Provides the following allocations related to court-ordered services for juveniles:

- Allocates up to \$2,062,488 for court-ordered services provided to children that are under the supervision of juvenile court services. This is a decrease of \$194,789 compared to the FY 2010 allocation.
- Allocates \$1,556,287 for school-based supervision of delinquent children, limits training funds to \$15,000, and requires a portion of the cost for school-based liaisons to be paid by school districts. Maintains the current level of General Fund support.
- Allocates \$748,985 for court-ordered services provided to children that are under the supervision of the DHS. This is a decrease of \$70,737 compared to the FY 2010 allocation.

39 1 c. Notwithstanding section 232.141 or any other provision
 39 2 of law to the contrary, the amounts allocated in this

CODE: Requires allocations to the DHS districts to be made according to a formula determined by the State Court Administrator by

39 3 subsection shall be distributed to the judicial districts
 39 4 as determined by the state court administrator and to the
 39 5 department's service areas as determined by the administrator
 39 6 of the department's division of child and family services. The
 39 7 state court administrator and the division administrator shall
 39 8 make the determination of the distribution amounts on or before
 39 9 June 15, 2010.

June 15, 2010.

39 10 d. Notwithstanding chapter 232 or any other provision of
 39 11 law to the contrary, a district or juvenile court shall not
 39 12 order any service which is a charge upon the state pursuant
 39 13 to section 232.141 if there are insufficient court-ordered
 39 14 services funds available in the district court or departmental
 39 15 service area distribution amounts to pay for the service. The
 39 16 chief juvenile court officer and the departmental service area
 39 17 manager shall encourage use of the funds allocated in this
 39 18 subsection such that there are sufficient funds to pay for
 39 19 all court-related services during the entire year. The chief
 39 20 juvenile court officers and departmental service area managers
 39 21 shall attempt to anticipate potential surpluses and shortfalls
 39 22 in the distribution amounts and shall cooperatively request the
 39 23 state court administrator or division administrator to transfer
 39 24 funds between the judicial districts' or departmental service
 39 25 areas' distribution amounts as prudent.

CODE: Prohibits a court from ordering any service that is a charge to the State if there are insufficient funds to reimburse the service. Requires the Chief Juvenile Court Officer to use the funds in a manner that will cover the entire fiscal year and permits funds to be transferred between districts.

39 26 e. Notwithstanding any provision of law to the contrary,
 39 27 a district or juvenile court shall not order a county to pay
 39 28 for any service provided to a juvenile pursuant to an order
 39 29 entered under chapter 232 which is a charge upon the state
 39 30 under section 232.141, subsection 4.

CODE: Prohibits a district or juvenile court from ordering a county to pay for a service provided to a juvenile that is a charge to the State.

39 31 f. Of the funds allocated in this subsection, not more than
 39 32 \$83,000 may be used by the judicial branch for administration
 39 33 of the requirements under this subsection.

Prohibits expenditure of more than \$83,000 by the Judicial Branch for administration related to court-ordered services.

DETAIL: This is a decrease of \$17,000 compared to the FY 2010 maximum allowance.

39 34 g. Of the funds allocated in this subsection, \$17,000
39 35 shall be used by the department of human services to support
40 1 the interstate commission for juveniles in accordance with
40 2 the interstate compact for juveniles as provided in section
40 3 232.173, as enacted by this Act.

Allocates \$17,000 for the DHS to support the Interstate Commission for Juveniles in accordance with the Interstate Compact for Juveniles as provided for in Division VIII of this Act.

DETAIL: This is a new allocation for FY 2011.

40 4 11. Of the funds appropriated in this section, \$4,522,602 is
40 5 allocated for juvenile delinquent graduated sanctions services.
40 6 Any state funds saved as a result of efforts by juvenile court
40 7 services to earn federal Tit. IV=E match for juvenile court
40 8 services administration may be used for the juvenile delinquent
40 9 graduated sanctions services.

Allocates \$4,522,602 for juvenile delinquent graduated sanctions services. Permits any State funds saved as a result of increasing federal Title IV-E claims for Juvenile Court Services, as indicated by the Public Works Efficiency Report, to be used for graduated sanctions services.

DETAIL: This is a new allocation for FY 2011.

40 10 12. Of the funds appropriated in this section, \$988,285
40 11 shall be transferred to the department of public health to
40 12 be used for the child protection center grant program in
40 13 accordance with section 135.118.

Requires an allocation of \$988,285 to be transferred to the DPH for a Child Protection Center Grant Program.

DETAIL: This is a decrease of \$16,881 compared to the FY 2010 allocation for a general reduction.

40 14 13. If the department receives federal approval to
40 15 implement a waiver under Tit. IV=E of the federal Social
40 16 Security Act to enable providers to serve children who remain
40 17 in the children's families and communities, for purposes of
40 18 eligibility under the medical assistance program, children who
40 19 participate in the waiver shall be considered to be placed in
40 20 foster care.

Requires children that receive in-home or community-based services under a federal Title IV-E waiver to be considered as placed in foster care in order to remain eligible for Medicaid, if the DHS receives federal approval to implement the waiver.

40 21 14. Of the funds appropriated in this section, \$2,875,281 is
40 22 allocated for the preparation for adult living program pursuant

Allocates \$2,875,281 for the Preparation for Adult Living Services (PALS) Program.

40 23 to section 234.46.

DETAIL: This is an increase of \$180,025 compared to the FY 2010 allocation.

40 24 15. Of the funds appropriated in this section, \$520,150
 40 25 shall be used for juvenile drug courts. The amount allocated
 40 26 in this subsection shall be distributed as follows:

Allocates a total of \$520,150 for Judicial Branch staff costs relating to juvenile drug courts.

40 27 To the judicial branch for salaries to assist with the
 40 28 operation of juvenile drug court programs operated in the
 40 29 following jurisdictions:

DETAIL: This is an increase of \$34,825 for staffing costs compared to the FY 2010 allocation.

40 30 a. Marshall county:
 40 31 \$ 62,708

40 32 b. Woodbury county:
 40 33 \$ 125,682

40 34 c. Polk county:
 40 35 \$ 195,892

41 1 d. The third judicial district:
 41 2 \$ 67,934

41 3 e. The eighth judicial district:
 41 4 \$ 67,934

41 5 16. Of the funds appropriated in this section, \$227,306
 41 6 shall be used for the public purpose of providing a grant to
 41 7 a nonprofit human services organization providing services to
 41 8 individuals and families in multiple locations in southwest
 41 9 Iowa and Nebraska for support of a project providing immediate,
 41 10 sensitive support and forensic interviews, medical exams, needs
 41 11 assessments, and referrals for victims of child abuse and their
 41 12 nonoffending family members.

Requires an allocation of \$227,306 for Project Harmony.

DETAIL: This is an increase of \$3,018 compared to the FY 2010 allocation.

41 13 17. Of the funds appropriated in this section, \$125,590
 41 14 is allocated for the elevate approach of providing a support
 41 15 network to children placed in foster care.

Requires an allocation of \$125,590 to provide support for chapters for the ELEVATE support group for foster care children.

DETAIL: This is an increase of \$1,667 compared to the FY 2010

	Explanation
	allocation.
<p>41 16 18. Of the funds appropriated in this section, \$202,000 is 41 17 allocated for use pursuant to section 235A.1 for continuation 41 18 of the initiative to address child sexual abuse implemented 41 19 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection 41 20 21.</p>	<p>Allocates \$202,000 for an initiative to address child sexual abuse. DETAIL: This is a decrease of \$25,987 compared to the FY 2010 allocation for a general reduction.</p>
<p>41 21 19. Of the funds appropriated in this section, \$630,240 is 41 22 allocated for the community partnership for child protection 41 23 sites.</p>	<p>Allocates \$630,240 for the child welfare Community Partnership for Child Protection sites. DETAIL: This is an increase of \$39,460 compared to the FY 2010 allocation.</p>
<p>41 24 20. Of the funds appropriated in this section, \$371,250 41 25 is allocated for the department's minority youth and family 41 26 projects under the redesign of the child welfare system.</p>	<p>Allocates \$371,250 for minority youth and family projects included in child welfare redesign. DETAIL: This is an increase of \$16,214 compared to the FY 2010 allocation.</p>
<p>41 27 21. Of the funds appropriated in this section, \$300,000 41 28 is allocated for funding of the state match for the federal 41 29 substance abuse and mental health services administration 41 30 (SAMHSA) system of care grant.</p>	<p>Allocates \$300,000 for the State match for the federal Substance Abuse and Mental Health Services Administration system of care grant. DETAIL: This is an increase of \$18,783 compared to the FY 2010 allocation.</p>
<p>41 31 Sec. 19. ADOPTION SUBSIDY. 41 32 1. There is appropriated from the general fund of the 41 33 state to the department of human services for the fiscal year 41 34 beginning July 1, 2010, and ending June 30, 2011, the following 41 35 amount, or so much thereof as is necessary, to be used for the 42 1 purpose designated:</p>	<p>General Fund appropriation to the DHS for the Adoption Subsidy Program. DETAIL: This is a net increase of \$461,589 compared to estimated net FY 2010. The General Fund changes include:</p> <ul style="list-style-type: none"> • An increase of \$1,566,628 to restore federal ARRA funding.

PG LN	House File 2526	Explanation
42 2 42 3	For adoption subsidy payments and services: \$ 31,856,896	<ul style="list-style-type: none"> • A decrease of \$122,070 to reflect updated estimates to federal Title IV-E funding based on current eligibility rates and the projected FY 2011 FMAP rate. • A decrease of \$313,627 due to caseload growth that is less than projected for FY 2011. • A decrease of \$1,130,931 to continue the ATB provider rate reduction from FY 2010 to FY 2011. • An increase of \$2,807,389 due to a transfer of funding from Child and Family Services. • A decrease of \$145,800 due to savings from capping legal fee reimbursements at \$500 for expenses related to finalizing adoptions. • A decrease of \$2,200,000 due to available carryforward from FY 2010 that can be used in FY 2011.
42 4 42 5 42 6 42 7	2. The department may transfer funds appropriated in this section to the appropriation made in this Act for general administration for costs paid from the appropriation relating to adoption subsidy.	Permits the DHS to transfer funds for adoption recruitment and services.
42 8 42 9 42 10 42 11 42 12 42 13 42 14 42 15 42 16 42 17 42 18 42 19 42 20	3. Except for federal funds provided by the federal American Recovery and Reinvestment Act of 2009, federal funds received by the state during the fiscal year beginning July 1, 2010, as the result of the expenditure of state funds during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for the services and activities funded under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.	CODE: Requires federal funds received in FY 2011 for the expenditure of State funds in a previous fiscal year to be used for Adoption Subsidy. Requires nonreversion of funds in this Subsection until the close of FY 2012.
42 21	Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited	CODE: Requires funds deposited in the Juvenile Detention Fund to

42 22 in the juvenile detention home fund created in section 232.142
 42 23 during the fiscal year beginning July 1, 2010, and ending June
 42 24 30, 2011, are appropriated to the department of human services
 42 25 for the fiscal year beginning July 1, 2010, and ending June 30,
 42 26 2011, for distribution of an amount equal to a percentage of
 42 27 the costs of the establishment, improvement, operation, and
 42 28 maintenance of county or multicounty juvenile detention homes
 42 29 in the fiscal year beginning July 1, 2009. Moneys appropriated
 42 30 for distribution in accordance with this section shall be
 42 31 allocated among eligible detention homes, prorated on the basis
 42 32 of an eligible detention home's proportion of the costs of all
 42 33 eligible detention homes in the fiscal year beginning July
 42 34 1, 2009. The percentage figure shall be determined by the
 42 35 department based on the amount available for distribution for
 43 1 the fund. Notwithstanding section 232.142, subsection 3, the
 43 2 financial aid payable by the state under that provision for the
 43 3 fiscal year beginning July 1, 2010, shall be limited to the
 43 4 amount appropriated for the purposes of this section.

be distributed to the Juvenile Detention Centers.

DETAIL: The fines deposited in the Fund will be approximately \$3,700,000 in FY 2010. Fines in the Fund will be allocated to the detention centers based the on FY 2011 projected budgets to be used for operations.

43 5 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.
 43 6 1. There is appropriated from the general fund of the
 43 7 state to the department of human services for the fiscal year
 43 8 beginning July 1, 2010, and ending June 30, 2011, the following
 43 9 amount, or so much thereof as is necessary, to be used for the
 43 10 purpose designated:
 43 11 For the family support subsidy program:
 43 12 \$ 1,167,998

General Fund appropriation for the Family Support Program.

DETAIL: This is a decrease of \$355,000 compared to estimated net FY 2010 due to savings realized from SF 2088 (Government Reorganization and Efficiency Act) that prohibits the DHS from accepting any new enrollments into the Program beginning in FY 2011.

43 13 2. The department shall use at least \$289,444 of the moneys
 43 14 appropriated in this section for the family support center
 43 15 component of the comprehensive family support program under
 43 16 section 225C.47. Not more than \$25,000 of the amount allocated
 43 17 in this subsection shall be used for administrative costs.

Requires an allocation of \$289,444 from the Family Support Subsidy appropriation to continue the Children-at-Home Program in current counties. Also, permits the DHS to expand the Program to additional counties if funds are available, and limits administrative funding to \$25,000.

DETAIL: This is a decrease of \$96,031 compared to the FY 2010 allocation.

43 18 3. If at any time during the fiscal year, the amount of
 43 19 funding available for the family support subsidy program
 43 20 is reduced from the amount initially used to establish the
 43 21 figure for the number of family members for whom a subsidy
 43 22 is to be provided at any one time during the fiscal year,
 43 23 notwithstanding section 225C.38, subsection 2, the department
 43 24 shall revise the figure as necessary to conform to the amount
 43 25 of funding available.

Requires the Department to revise funding available to participants in the Family Support Subsidy Program if available funds are less than anticipated.

43 26 Sec. 22. CONNER DECREE. There is appropriated from the
 43 27 general fund of the state to the department of human services
 43 28 for the fiscal year beginning July 1, 2010, and ending June 30,
 43 29 2011, the following amount, or so much thereof as is necessary,
 43 30 to be used for the purpose designated:
 43 31 For building community capacity through the coordination
 43 32 and provision of training opportunities in accordance with the
 43 33 consent decree of Conner v. Branstad, No. 4=86=CV=30871(S.D.
 43 34 Iowa, July 14, 1994):
 43 35 \$ 33,622

General Fund appropriation to the DHS for Conner Decree training requirements.

DETAIL: This is no change compared to estimated net FY 2010. The funds are used for training purposes to comply with the Conner v. Branstad court decision mandating placement of persons in the least restrictive setting.

44 1 Sec. 23. MENTAL HEALTH INSTITUTES.
 44 2 1. There is appropriated from the general fund of the
 44 3 state to the department of human services for the fiscal year
 44 4 beginning July 1, 2010, and ending June 30, 2011, the following
 44 5 amounts, or so much thereof as is necessary, to be used for the
 44 6 purposes designated:

44 7 a. For the state mental health institute at Cherokee for
 44 8 salaries, support, maintenance, and miscellaneous purposes, and
 44 9 for not more than the following full-time equivalent positions:
 44 10 \$ 5,221,979
 44 11 FTEs 205.06

General Fund appropriation to the Mental Health Institute at Cherokee.

DETAIL: This is a net increase of \$329,511 and 0.06 FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$95,489 due to a savings from consolidating administrative functions of all DHS institutions.
- An increase of \$425,000 to offset ARRA funding losses.

44 12 b. For the state mental health institute at Clarinda for
 44 13 salaries, support, maintenance, and miscellaneous purposes, and
 44 14 for not more than the following full-time equivalent positions:
 44 15 \$ 6,139,698
 44 16 FTEs 114.95

General Fund appropriation to the Mental Health Institute at Clarinda.

DETAIL: This is a net increase of \$535,097 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$49,903 due to a savings from consolidating administrative functions of all DHS institutions.
- An increase of \$585,000 to offset ARRA funding losses.

44 17 c. For the state mental health institute at Independence for
 44 18 salaries, support, maintenance, and miscellaneous purposes, and
 44 19 for not more than the following full-time equivalent positions:
 44 20 \$ 9,590,653
 44 21 FTEs 287.85

General Fund appropriation to the Mental Health Institute at Independence.

DETAIL: This is a net increase of \$1,037,443 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$127,557 due to a savings from consolidating administrative functions of all DHS institutions.
- An increase of \$1,165,000 to offset ARRA funding losses.

44 22 d. For the state mental health institute at Mount Pleasant
 44 23 for salaries, support, maintenance, and miscellaneous purposes,
 44 24 and for not more than the following full-time equivalent
 44 25 positions:
 44 26 \$ 1,613,175
 44 27 FTEs 116.44

General Fund appropriation to the Mental Health Institute at Mount Pleasant.

DETAIL: This is a net decrease of \$1,488 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$51,488 due to a savings from consolidating administrative functions of all DHS institutions.
- An increase of \$50,000 to offset ARRA funding losses.

44 28 2. The department, as part of efforts to develop and
 44 29 implement the comprehensive mental health and disability
 44 30 services plan as provided in section 225C.6B, shall review
 44 31 services provided by or offered at the state mental health
 44 32 institutes and may modify such services to further the plan and
 44 33 provide cost-effective and necessary services.

Requires the Department to review services provided by the State MHIs and modify services to provide cost-effective and necessary services.

44 34 Sec. 24. STATE RESOURCE CENTERS.
 44 35 1. There is appropriated from the general fund of the
 45 1 state to the department of human services for the fiscal year
 45 2 beginning July 1, 2010, and ending June 30, 2011, the following
 45 3 amounts, or so much thereof as is necessary, to be used for the
 45 4 purposes designated:

45 5 a. For the state resource center at Glenwood for salaries,
 45 6 support, maintenance, and miscellaneous purposes:
 45 7 \$ 14,982,839

General Fund appropriation to the State Resource Center at
 Glenwood.

DETAIL: This is a decrease of \$825,599 and an increase of 14.67
 FTE positions compared to estimated net FY 2010. The changes
 include:

- A decrease of \$506,224 due to a savings from consolidating
 administrative functions of all DHS institutions.
- A decrease of \$114,849 due to an annual FMAP adjustment.
- A decrease of \$204,526 due to available ARRA dollars.

The FTE positions are not capped in the Bill.

45 8 b. For the state resource center at Woodward for salaries,
 45 9 support, maintenance, and miscellaneous purposes:
 45 10 \$ 9,312,271

General Fund appropriation to the State Resource Center at
 Woodward.

DETAIL: This is a decrease of \$474,009 and an increase of 60.31
 FTE positions compared to estimated net FY 2010. The changes
 include:

- A decrease of \$391,185 due to a savings from consolidating
 administrative functions of all DHS institutions.
- A decrease of \$82,824 due to an annual FMAP adjustment.

The FTE positions are not capped in the Bill.

45 11 2. The department may continue to bill for state resource
 45 12 center services utilizing a scope of services approach used for

Permits the DHS to continue billing practices that do not include cost
 shifting.

45 13 private providers of ICFMR services, in a manner which does not
45 14 shift costs between the medical assistance program, counties,
45 15 or other sources of funding for the state resource centers.

45 16 3. The state resource centers may expand the time-limited
45 17 assessment and respite services during the fiscal year.

Permits the State Resource Centers to expand time-limited assessment and respite services.

DETAIL: Time-limited assessments include analysis of patients' conditions and development of therapy plans to assist families in caring for individuals with mental retardation or developmental disabilities. Respite services provide care for special needs individuals for a limited duration to provide families with a temporary reprieve from caretaking responsibilities.

45 18 4. If the department's administration and the department
45 19 of management concur with a finding by a state resource
45 20 center's superintendent that projected revenues can reasonably
45 21 be expected to pay the salary and support costs for a new
45 22 employee position, or that such costs for adding a particular
45 23 number of new positions for the fiscal year would be less
45 24 than the overtime costs if new positions would not be added,
45 25 the superintendent may add the new position or positions. If
45 26 the vacant positions available to a resource center do not
45 27 include the position classification desired to be filled, the
45 28 state resource center's superintendent may reclassify any
45 29 vacant position as necessary to fill the desired position. The
45 30 superintendents of the state resource centers may, by mutual
45 31 agreement, pool vacant positions and position classifications
45 32 during the course of the fiscal year in order to assist one
45 33 another in filling necessary positions.

Specifies that FTE positions may be added at the two State Resource Centers if projected revenues are sufficient to pay the salary and support costs of the additional positions.

45 34 5. If existing capacity limitations are reached in
45 35 operating units, a waiting list is in effect for a service or
46 1 a special need for which a payment source or other funding
46 2 is available for the service or to address the special need,
46 3 and facilities for the service or to address the special need

Permits a State Resource Center to open certain facilities if a service waiting list exists and funding is available.

46 4 can be provided within the available payment source or other
 46 5 funding, the superintendent of a state resource center may
 46 6 authorize opening not more than two units or other facilities
 46 7 and begin implementing the service or addressing the special
 46 8 need during fiscal year 2010=2011.

46 9 Sec. 25. MI/MR/DD STATE CASES.

General Fund appropriation to the DHS for State Cases.

46 10 1. There is appropriated from the general fund of the
 46 11 state to the department of human services for the fiscal year
 46 12 beginning July 1, 2010, and ending June 30, 2011, the following
 46 13 amount, or so much thereof as is necessary, to be used for the
 46 14 purpose designated:

DETAIL: This is no change compared to estimated net FY 2010.

46 15 For distribution to counties for state case services
 46 16 for persons with mental illness, mental retardation, and
 46 17 developmental disabilities in accordance with section 331.440:
 46 18 \$ 10,295,207

46 19 2. For the fiscal year beginning July 1, 2010, and ending
 46 20 June 30, 2011, \$200,000 is allocated for state case services
 46 21 from the amounts appropriated from the fund created in section
 46 22 8.41 to the department of human services from the funds
 46 23 received from the federal government under 42 U.S.C. ch. 6A,
 46 24 subch. XVII, relating to the community mental health center
 46 25 block grant, for the federal fiscal years beginning October
 46 26 1, 2008, and ending September 30, 2009, beginning October 1,
 46 27 2009, and ending September 30, 2010, and beginning October 1,
 46 28 2010, and ending September 30, 2011. The allocation made in
 46 29 this subsection shall be made prior to any other distribution
 46 30 allocation of the appropriated federal funds.

Requires \$200,000 of the Community Mental Health Services Block Grant funds from FFY 2009, FFY 2010, or FFY 2011 to be used for the State Cases costs.

46 31 3. Notwithstanding section 8.33, moneys appropriated in
 46 32 this section that remain unencumbered or unobligated at the
 46 33 close of the fiscal year shall not revert but shall remain
 46 34 available for expenditure for the purposes designated until the
 46 35 close of the succeeding fiscal year.

CODE: Requires nonreversion of funds appropriated for State Cases.

47 1 Sec. 26. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES ==
 47 2 COMMUNITY SERVICES FUND. There is appropriated from
 47 3 the general fund of the state to the mental health and
 47 4 developmental disabilities community services fund created in
 47 5 section 225C.7 for the fiscal year beginning July 1, 2010, and
 47 6 ending June 30, 2011, the following amount, or so much thereof
 47 7 as is necessary, to be used for the purpose designated:
 47 8 For mental health and developmental disabilities community
 47 9 services in accordance with this division of this Act:
 47 10 \$ 14,211,100

General Fund appropriation for the Mental Health Community Services Fund.

DETAIL: This is no change compared to estimated net FY 2010.

47 11 1. Of the funds appropriated in this section, \$14,187,556
 47 12 shall be allocated to counties for funding of community-based
 47 13 mental health and developmental disabilities services. The
 47 14 moneys shall be allocated to a county as follows:

Allocates \$14,187,556 from the Community Services appropriation to counties based on a formula considering the county's population and federal poverty guidelines.

47 15 a. Fifty percent based upon the county's proportion of the
 47 16 state's population of persons with an annual income which is
 47 17 equal to or less than the poverty guideline established by the
 47 18 federal office of management and budget.

Requires the funds to be used for services to persons with mental illness, mental retardation, developmental disabilities, and brain injuries. Specifies that no more than 50.00% may be used for any one of these populations. Requires counties to use at least 50.00% of the funding received on contemporary services.

47 19 b. Fifty percent based upon the county's proportion of the
 47 20 state's general population.

47 21 2. a. A county shall utilize the funding the county
 47 22 receives pursuant to subsection 1 for services provided to
 47 23 persons with a disability, as defined in section 225C.2.
 47 24 However, no more than 50 percent of the funding shall be used
 47 25 for services provided to any one of the service populations.

47 26 b. A county shall use at least 50 percent of the funding the
 47 27 county receives under subsection 1 for contemporary services
 47 28 provided to persons with a disability, as described in rules
 47 29 adopted by the department.

47 30 3. Of the funds appropriated in this section, \$23,544
 47 31 shall be used to support the Iowa compass program providing
 47 32 computerized information and referral services for lowans with

Allocates \$23,544 to support the Iowa Compass Program. The Program provides computerized information and referral services for lowans with developmental disabilities and their families.

47 33 disabilities and their families.	DETAIL: This is a decrease of \$2,616 compared to the FY 2010 allocation.
47 34 4. a. Funding appropriated for purposes of the federal 47 35 social services block grant is allocated for distribution 48 1 to counties for local purchase of services for persons with 48 2 mental illness or mental retardation or other developmental 48 3 disability.	Allocates federal funds appropriated from the Social Services Block Grant for distribution to counties for local purchase of services for persons with mental illness, mental retardation, and developmental disabilities.
48 4 b. The funds allocated in this subsection shall be expended 48 5 by counties in accordance with the county's county management 48 6 plan approved by the board of supervisors. A county without 48 7 an approved county management plan shall not receive allocated 48 8 funds until the county's management plan is approved.	Requires counties to expend Social Services Block Grant funds according to approved county management plans. Prohibits a county from receiving an allocation of Social Services Block Grant funds until the county's plan is approved.
48 9 c. The funds provided by this subsection shall be allocated 48 10 to each county as follows: 48 11 (1) Fifty percent based upon the county's proportion of the 48 12 state's population of persons with an annual income which is 48 13 equal to or less than the poverty guideline established by the 48 14 federal office of management and budget. 48 15 (2) Fifty percent based upon the amount provided to the 48 16 county for local purchase of services in the preceding fiscal 48 17 year.	Requires the funds provided in this Subsection to be allocated to each county according to a specified formula. DETAIL: The formula remains unchanged from the FY 1997 formula.
48 18 5. A county is eligible for funds under this section if the 48 19 county qualifies for a state payment as described in section 48 20 331.439.	Specifies that a county is eligible for State funding through the Community Mental Health Services Fund if it meets the requirements for receiving Property Tax Relief funds and Allowed Growth funds.
48 21 6. The most recent population estimates issued by the United 48 22 States bureau of the census shall be applied for the population 48 23 factors utilized in this section.	Requires the Department to utilize the most recent population estimates for the distribution of these funds.

48 24 7. The governor's developmental disabilities council is
 48 25 requested to facilitate a workgroup of stakeholders to review
 48 26 the status of residential care facilities in the state and
 48 27 the services provided. The membership of the workgroup may
 48 28 include but is not limited to representatives of county central
 48 29 point of coordination administrators, the departments of aging,
 48 30 human services, and inspections and appeals, the office of
 48 31 the citizens' aide and other legislative agencies, and the
 48 32 judicial branch. The issues considered by the workgroup may
 48 33 include identifying the characteristics of clients served such
 48 34 as age, disability, reason for admission and level of care
 48 35 provided; the reasons why such facilities have been closing
 49 1 or downsizing and where clients were placed; the types and
 49 2 usage of alternatives to the facilities; the types of services
 49 3 provided to clients such as Medicaid waiver, rehabilitation,
 49 4 mental health, and aging services; workforce employed by the
 49 5 facilities; client access to health care; financing; and
 49 6 practices used for court-ordered placements. The workgroup
 49 7 shall report, providing findings and recommendations, to the
 49 8 governor and persons designated by this Act for submission of
 49 9 reports on or before December 15, 2010.

Requests the Governor's Developmental Disabilities Council to facilitate a stakeholders workgroup to review Residential Care Facilities in the State and the services provided. The workgroup is required to submit a report to the Governor and persons designated in this Act by December 15, 2010.

49 10 Sec. 27. SEXUALLY VIOLENT PREDATORS.
 49 11 1. There is appropriated from the general fund of the
 49 12 state to the department of human services for the fiscal year
 49 13 beginning July 1, 2010, and ending June 30, 2011, the following
 49 14 amount, or so much thereof as is necessary, to be used for the
 49 15 purpose designated:
 49 16 For costs associated with the commitment and treatment of
 49 17 sexually violent predators in the unit located at the state
 49 18 mental health institute at Cherokee, including costs of legal
 49 19 services and other associated costs, including salaries,
 49 20 support, maintenance, and miscellaneous purposes, and for not
 49 21 more than the following full-time equivalent positions:
 49 22 \$ 6,632,660
 49 23 FTEs 105.50

General Fund appropriation to the DHS for the Sexual Predator Commitment Program.

DETAIL: This is a net increase of \$458,476 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$41,524 due to a savings from consolidating administrative functions of all DHS institutions.
- An increase of \$500,000 to offset the loss of ARRA funding.

49 24 2. Unless specifically prohibited by law, if the amount
 49 25 charged provides for recoupment of at least the entire amount
 49 26 of direct and indirect costs, the department of human services
 49 27 may contract with other states to provide care and treatment
 49 28 of persons placed by the other states at the unit for sexually
 49 29 violent predators at Cherokee. The moneys received under
 49 30 such a contract shall be considered to be repayment receipts
 49 31 and used for the purposes of the appropriation made in this
 49 32 section.

Permits the Unit for Commitment of Sexually Violent Predators to accept out-of-state clients when the entire cost is reimbursed.

49 33 Sec. 28. FIELD OPERATIONS. There is appropriated from the
 49 34 general fund of the state to the department of human services
 49 35 for the fiscal year beginning July 1, 2010, and ending June 30,
 50 1 2011, the following amount, or so much thereof as is necessary,
 50 2 to be used for the purposes designated:
 50 3 For field operations, including salaries, support,
 50 4 maintenance, and miscellaneous purposes, and for not more than
 50 5 the following full-time equivalent positions:
 50 6 \$ 53,107,624
 50 7 FTEs 2,000.13

General Fund appropriation to the DHS for Field Operations staff and support.

DETAIL: This is a net decrease of \$3,621,924 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$7,100,000 to shift additional funding to TANF.
- An increase of \$3,478,076 to offset the loss of ARRA funding.

In addition to the General Fund appropriation, Field Operations is receiving an increase of \$9,637,096 from TANF.

50 8 Priority in filling full-time equivalent positions shall be
 50 9 given to those positions related to child protection services
 50 10 and eligibility determination for low-income families.

Requires priority to be given to child protection services and eligibility determinations when filling FTE positions.

DETAIL: This requirement was in place for FY 2010 for child protection services. The eligibility determination requirement was new for FY 2009.

50 11 Sec. 29. GENERAL ADMINISTRATION. There is appropriated
 50 12 from the general fund of the state to the department of human
 50 13 services for the fiscal year beginning July 1, 2010, and ending
 50 14 June 30, 2011, the following amount, or so much thereof as is
 50 15 necessary, to be used for the purpose designated:
 50 16 For general administration, including salaries, support,
 50 17 maintenance, and miscellaneous purposes, and for not more than

General Fund appropriation to the DHS for General Administration.

DETAIL: This is an increase of \$1,625,000 and no change in FTE positions compared to estimated net FY 2010 to offset the loss of ARRA funding.

50 18	the following full-time equivalent positions:	
50 19	..... \$ 15,352,271	
50 20	..... FTEs 354.33	
50 21	1. Of the funds appropriated in this section, \$43,700	Allocates \$43,700 to the Prevention of Disabilities Policy Council.
50 22	allocated for the prevention of disabilities policy council	
50 23	established in section 225B.3.	DETAIL: This is a decrease of \$4,856 compared to the FY 2010 allocation.
50 24	2. The department shall report at least monthly to the	Requires the DHS to submit monthly expenditure reports to the LSA.
50 25	legislative services agency concerning the department's	
50 26	operational and program expenditures.	DETAIL: This was also a requirement for FY 2010.
50 27	Sec. 30. CHILDREN'S MENTAL HEALTH AND CHILD WELFARE	
50 28	SERVICES.	
50 29	1. It is the intent of the general assembly to improve	Requires the DHS to develop a plan to transition the Remedial
50 30	coordination and integration of mental health services and	Services Program from fee-for-service to the Iowa Plan managed
50 31	outcomes for children, as well as alignment of the services	health plan.
50 32	and outcomes with the child welfare system. The department	
50 33	of human services, in collaboration with providers, shall	
50 34	develop a plan for transitioning administration of the remedial	
50 35	services program from fee-for-service approach to the Iowa	
51 1	plan, behavioral health managed care plan. The transition	
51 2	plan shall address specific strategies for improving service	
51 3	coordination for children and adults; establish vendor	
51 4	performance standards; provide a process for ongoing monitoring	
51 5	of quality of care, performance, and quality improvement	
51 6	technical assistance for providers; identify methods and	
51 7	standards for credentialing remedial providers; and provide	
51 8	implementation timeframes.	
51 9	2. The department shall establish a transition committee	Requires the DHS to establish a transition committee of stakeholders
51 10	that includes representatives from departmental staff for	to complete a plan by December 31, 2010, and to implement a plan by

<p>51 11 Medicaid, child welfare, field, and mental health services, 51 12 the director of the Iowa plan, the executive director of an 51 13 organization representing the majority of remedial services 51 14 providers, three remedial services providers designated by 51 15 the executive director of the provider organization, and a 51 16 remedial services provider who is not a member of the provider 51 17 organization. The committee shall develop the plan and manage 51 18 the transition, if the plan is implemented. The plan shall be 51 19 developed by December 31, 2010. The department may proceed 51 20 with implementing the plan over the six month period following 51 21 December 31, 2010, if the department determines that the plan 51 22 meets the legislative intent identified in subsection 1.</p>	<p>June 31, 2011, to transition remedial care from fee-for-service to a managed care plan.</p>
<p>51 23 Sec. 31. VOLUNTEERS. There is appropriated from the general 51 24 fund of the state to the department of human services for the 51 25 fiscal year beginning July 1, 2010, and ending June 30, 2011, 51 26 the following amount, or so much thereof as is necessary, to be 51 27 used for the purpose designated: 51 28 For development and coordination of volunteer services: 51 29 \$ 84,660</p>	<p>General Fund appropriation to the DHS for the development and coordination of the Volunteer Services Program. DETAIL: This is no change compared to estimated net FY 2010.</p>
<p>51 30 Sec. 32. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY 51 31 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE 51 32 DEPARTMENT OF HUMAN SERVICES.</p>	
<p>51 33 1. a. (1) For the fiscal year beginning July 1, 2010, 51 34 the total state funding amount for the nursing facility budget 51 35 shall not exceed \$153,126,081. 52 1 (2) The department, in cooperation with nursing facility 52 2 representatives, shall review projections for state funding 52 3 expenditures for reimbursement of nursing facilities on a 52 4 quarterly basis and the department shall determine if an 52 5 adjustment to the medical assistance reimbursement rate is 52 6 necessary in order to provide reimbursement within the state 52 7 funding amount. Any temporary enhanced federal financial</p>	<p>Caps nursing facility reimbursements at \$153,126,081 and requires the DHS to adjust the inflation factor in the case-mix reimbursement rate if expenditures exceed the cap.</p>

52 8 participation that may become available to the Iowa medical
 52 9 assistance program during the fiscal year shall not be used
 52 10 in projecting the nursing facility budget. Notwithstanding
 52 11 2001 Iowa Acts, chapter 192, section 4, subsection 2, paragraph
 52 12 "c", and subsection 3, paragraph "a", subparagraph (2),
 52 13 if the state funding expenditures for the nursing facility
 52 14 budget for the fiscal year beginning July 1, 2010, are
 52 15 projected to exceed the amount specified in subparagraph (1),
 52 16 the department shall adjust the reimbursement for nursing
 52 17 facilities reimbursed under the case=mix reimbursement system
 52 18 to maintain expenditures of the nursing facility budget
 52 19 within the specified amount. The department shall revise such
 52 20 reimbursement as necessary to adjust the annual accountability
 52 21 measures payment in accordance with 2001 Iowa Acts, chapter
 52 22 192, section 4, subsection 4, as amended by 2008 Iowa Acts,
 52 23 chapter 1187, section 33, and as amended by 2009 Iowa Acts,
 52 24 chapter 182, section 33, to implement a pay=for=performance
 52 25 payment.

52 26 (3) For the fiscal year beginning July 1, 2010, special
 52 27 population nursing facilities shall be reimbursed in accordance
 52 28 with the methodology in effect on November 30, 2009.

Requires methodology for calculating reimbursement for special population nursing facilities to remain the same as the methodology in effect November 30, 2010.

52 29 b. For the fiscal year beginning July 1, 2010, the
 52 30 department shall reimburse pharmacy dispensing fees using a
 52 31 single rate of \$4.34 per prescription or the pharmacy's usual
 52 32 and customary fee, whichever is lower.

Requires a reimbursement rate of \$4.34 per prescription for pharmacist services using a single dispensing fee or the usual and customary fee, whichever is lower.

DETAIL: This is a decrease of \$0.23 compared to the FY 2010 reimbursement rate.

52 33 c. (1) For the fiscal year beginning July 1, 2010,
 52 34 reimbursement rates for outpatient hospital services shall
 52 35 remain at the rates in effect on June 30, 2010.

Requires the rate of reimbursement for outpatient services to remain the same as the FY 2010 reimbursement rate.

53 1 (2) For the fiscal year beginning July 1, 2010,

Requires the rate of reimbursement for inpatient services to remain

53 2 reimbursement rates for inpatient hospital services shall	the same as the FY 2010 reimbursement rate.
53 3 remain at the rates in effect on June 30, 2010.	
53 4 (3) For the fiscal year beginning July 1, 2010, the graduate	Requires the rate of reimbursement for graduate medical education
53 5 medical education and disproportionate share hospital fund	and disproportionate share hospital fund to remain the same as the
53 6 shall remain at the amount in effect on June 30, 2010.	FY 2010 reimbursement rate.
53 7 (4) In order to ensure the efficient use of limited state	Requires funds appropriated for hospital activities to be used for
53 8 funds in procuring health care services for low-income lowans,	activities pursuant to the federal Medicare program.
53 9 funds appropriated in this Act for hospital services shall	
53 10 not be used for activities which would be excluded from a	
53 11 determination of reasonable costs under the federal Medicare	
53 12 program pursuant to 42 U.S.C. 1395X(v)(1)(N).	
53 13 d. For the fiscal year beginning July 1, 2010, reimbursement	Requires rural health clinics, hospice services, and acute mental
53 14 rates for rural health clinics, hospices, independent	hospitals to be reimbursed at the rate established under the federal
53 15 laboratories, rehabilitation agencies, and acute mental	Medicare Program for FY 2011.
53 16 hospitals shall be increased in accordance with increases under	
53 17 the federal Medicare program or as supported by their Medicare	
53 18 audited costs.	
53 19 e. For the fiscal year beginning July 1, 2010, reimbursement	Requires rates to home health agencies to remain at the rate in effect
53 20 rates for home health agencies shall remain at the rates in	June 30, 2010.
53 21 effect on June 30, 2010, not to exceed a home health agency's	
53 22 actual allowable cost.	
53 23 f. For the fiscal year beginning July 1, 2010, federally	Requires the DHS to reimburse federally qualified health centers for
53 24 qualified health centers shall receive cost-based reimbursement	100.00% of the reasonable costs for provision of services to Medical
53 25 for 100 percent of the reasonable costs for the provision of	Assistance Program recipients.
53 26 services to recipients of medical assistance.	
53 27 g. For the fiscal year beginning July 1, 2010, the	Requires the FY 2010 reimbursement rates for dental services to

53 28 reimbursement rates for dental services shall remain at the	remain at the rate in effect June 30, 2010.
53 29 rates in effect on June 30, 2010.	
53 30 h. For the fiscal year beginning July 1, 2010, state=owned	Reimburses State-owned PMIC's at 100.0% of allowable cost and
53 31 psychiatric medical institutions for children shall receive	reimburses nonState-owned PMIC's in accordance with Code Section
53 32 cost=based reimbursement for 100 percent of the actual and	249A.31.
53 33 allowable costs for the provision of services to recipients of	
53 34 medical assistance. For nonstate=owned psychiatric medical	DETAIL: The reduction by the Governor's Executive Order still
53 35 institutions for children, reimbursement shall be determined in	applies.
54 1 accordance with section 249A.31.	
54 2 i. For the fiscal year beginning July 1, 2010, unless	Requires the FY 2011 reimbursement rates for all non-institutional
54 3 otherwise specified in this Act, all noninstitutional medical	Medical Assistance providers, with specified exceptions, to remain at
54 4 assistance provider reimbursement rates shall remain at the	FY 2010 rates.
54 5 rates in effect on June 30, 2010, except for area education	
54 6 agencies, local education agencies, infant and toddler services	
54 7 providers, targeted case management, and those providers	
54 8 whose rates are required to be determined pursuant to section	
54 9 249A.20.	
54 10 j. Notwithstanding any provision to the contrary, for the	CODE: Requires the FY 2010 reimbursement rates for
54 11 fiscal year beginning July 1, 2010, the reimbursement rate for	anesthesiologists to remain at the rate in effect June 30, 2010.
54 12 anesthesiologists shall remain at the rate in effect on June	
54 13 30, 2010.	
54 14 k. Notwithstanding section 249A.20, for the fiscal year	CODE: Requires the FY 2010 rates for health care providers eligible
54 15 beginning July 1, 2010, the average reimbursement rate for	for the average rate reimbursement to remain at the rate in effect
54 16 health care providers eligible for use of the federal Medicare	June 30, 2010.
54 17 resource=based relative value scale reimbursement methodology	
54 18 under that section shall remain at the rate in effect on June	
54 19 30, 2010; however, this rate shall not exceed the maximum level	
54 20 authorized by the federal government.	
54 21 l. For the fiscal year beginning July 1, 2010, the	Requires the reimbursement rates for residential care facilities to be

54 22 reimbursement rate for residential care facilities shall not	no less than the minimum payment level required to meet the federal
54 23 be less than the minimum payment level as established by the	Maintenance of Effort requirement.
54 24 federal government to meet the federally mandated maintenance	
54 25 of effort requirement. The flat reimbursement rate for	
54 26 facilities electing not to file semiannual cost reports shall	
54 27 not be less than the minimum payment level as established	
54 28 by the federal government to meet the federally mandated	
54 29 maintenance of effort requirement.	
54 30 m. For the fiscal year beginning July 1, 2010, inpatient	Requires the FY 2010 reimbursement rate for inpatient mental health
54 31 mental health services provided at hospitals shall remain at	services to remain at the same rate in effect on June 30, 2010, and
54 32 the rates in effect on June 30, 2010, subject to Medicaid	community mental health centers to be reimbursed at 100.00% of
54 33 program upper payment limit rules; community mental health	costs.
54 34 centers and providers of mental health services to county	
54 35 residents pursuant to a waiver approved under section 225C.7,	
55 1 subsection 3, shall be reimbursed at 100 percent of the	
55 2 reasonable costs for the provision of services to recipients of	
55 3 medical assistance; and psychiatrists shall be reimbursed at	
55 4 the medical assistance program fee for service rate.	
55 5 n. For the fiscal year beginning July 1, 2010, the	Requires the FY 2010 reimbursement rates for Consumer-Directed
55 6 reimbursement rate for consumer-directed attendant care shall	Attendant Care to remain at the rate in effect June 30, 2010.
55 7 remain at the rates in effect on June 30, 2010.	
55 8 o. For the fiscal year beginning July 1, 2010, the	Requires the FY 2010 reimbursement rates for Family Planning
55 9 reimbursement rate for providers of family planning services	Services to remain at the rate in effect January 31, 2010.
55 10 that are eligible to receive a 90 percent federal match shall	
55 11 remain at the rates in effect on January 31, 2010.	
55 12 p. Unless otherwise provided in this section, the	Specifies that unless otherwise provided, the reduction of payments
55 13 department shall continue the reduction in payments to medical	due to the FY 2010 ATB reduction will continue to apply in FY 2011.
55 14 assistance program providers for the fiscal year beginning	
55 15 July 1, 2010, and ending June 30, 2011, in the percentage	
55 16 amount applicable to the respective provider as specified under	
55 17 Executive Order 19.	

55 18 2. For the fiscal year beginning July 1, 2010, the
55 19 reimbursement rate for providers reimbursed under the
55 20 in-home-related care program shall not be less than the minimum
55 21 payment level as established by the federal government to meet
55 22 the federally mandated maintenance of effort requirement.

Establishes the maximum FY 2011 reimbursement rate for in-home health-related care providers at the minimum payment level established by the federal government.

55 23 3. Unless otherwise directed in this section, when the
55 24 department's reimbursement methodology for any provider
55 25 reimbursed in accordance with this section includes an
55 26 inflation factor, this factor shall not exceed the amount
55 27 by which the consumer price index for all urban consumers
55 28 increased during the calendar year ending December 31, 2002.

Specifies that when the required reimbursement methodology for providers under this Section includes an inflation factor, the factor cannot exceed the increase in the Consumer Price Index (CPI) for Urban Consumers for the calendar year ending December 31, 2002.

55 29 4. For the fiscal year beginning July 1, 2010,
55 30 notwithstanding section 234.38, the foster family basic daily
55 31 maintenance rate, the maximum adoption subsidy rate, and the
55 32 maximum supervised apartment living foster care rate, and the
55 33 preparation for adult living program maintenance rate for
55 34 children ages 0 through 5 years shall be \$15.54, the rate for
55 35 children ages 6 through 11 years shall be \$16.16, the rate for
56 1 children ages 12 through 15 years shall be \$17.69, and the
56 2 rate for children and young adults ages 16 and older shall be
56 3 \$18.87.

CODE: Provides the daily family foster care rates and the maximum adoption subsidy rates for children by age range for FY 2011.

DETAIL: The FY 2011 rates are decreased by approximately 5.00% compared to the FY 2010 rates to continue the ATB reductions from FY 2010 to FY 2011. Permits the reimbursement to be less than the statutory requirement of 65.00% of the United States Department of Agriculture cost to raise a child. The provision is for FY 2011 only.

56 4 5. For the fiscal year beginning July 1, 2010, the maximum
56 5 reimbursement rates for social services providers reimbursed
56 6 under a purchase of social services contract shall remain at
56 7 the rates in effect on June 30, 2010, or the provider's actual
56 8 and allowable cost plus inflation for each service, whichever
56 9 is less. However, the rates may be adjusted under any of the
56 10 following circumstances:

Requires the maximum reimbursement rates for social service providers, including the Resource Family Recruitment and Retention Contractor, to be the same rate as provided in FY 2010, and provides for circumstances when the rates may be adjusted.

56 11 a. If a new service was added after June 30, 2010, the
56 12 initial reimbursement rate for the service shall be based upon
56 13 actual and allowable costs.

56 14 b. If a social service provider loses a source of income

56 15 used to determine the reimbursement rate for the provider,
56 16 the provider's reimbursement rate may be adjusted to reflect
56 17 the loss of income, provided that the lost income was used to
56 18 support actual and allowable costs of a service purchased under
56 19 a purchase of service contract.

56 20 6. For the fiscal year beginning July 1, 2010, the
56 21 reimbursement rates for family-centered service providers,
56 22 family foster care service providers, group foster care service
56 23 providers, and the resource family recruitment and retention
56 24 contractor shall remain at the rates in effect on June 30,
56 25 2010.

Maintains foster care reimbursement rates for specified providers in FY 2011 at the same level as FY 2010.

56 26 7. The group foster care reimbursement rates paid for
56 27 placement of children out of state shall be calculated
56 28 according to the same rate-setting principles as those used for
56 29 in-state providers, unless the director of human services or
56 30 the director's designee determines that appropriate care cannot
56 31 be provided within the state. The payment of the daily rate
56 32 shall be based on the number of days in the calendar month in
56 33 which service is provided.

Requires the group foster care reimbursement rates paid for placement of children out-of-state to be calculated according to the same rate-setting principles as those used for in-state providers, unless the Director of the DHS determines that appropriate care cannot be provided in the State. Also, requires payment of the daily rate to be based on the number of days in the calendar month this service is provided.

56 34 8. For the fiscal year beginning July 1, 2010, remedial
56 35 service providers shall receive the same level of reimbursement
57 1 under the same methodology in effect on June 30, 2010.

Requires the FY 2011 child welfare remedial service providers to be reimbursed under the FY 2010 methodology.

57 2 9. a. For the fiscal year beginning July 1, 2010,
57 3 the combined service and maintenance components of the
57 4 reimbursement rate paid for shelter care services and
57 5 alternative child welfare emergency services purchased under
57 6 a contract shall be based on the financial and statistical
57 7 report submitted to the department. The maximum reimbursement
57 8 rate shall be \$92.36 per day. The department shall reimburse
57 9 a shelter care provider at the provider's actual and
57 10 allowable unit cost, plus inflation, not to exceed the maximum

Requires the FY 2011 combined service and maintenance components of the reimbursement rate paid to shelter care providers to be based on the cost report submitted to the DHS. Also, requires a maximum reimbursement rate of \$92.36 per day, and requires the DHS to reimburse shelter care providers at the actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

DETAIL: This maintains the rate received in FY 2010.

57 11 reimbursement rate.

57 12 b. Notwithstanding section 232.141, subsection 8, for the
57 13 fiscal year beginning July 1, 2010, the amount of the statewide
57 14 average of the actual and allowable rates for reimbursement of
57 15 juvenile shelter care homes that is utilized for the limitation
57 16 on recovery of unpaid costs shall remain at the amount in
57 17 effect for this purpose in the preceding fiscal year.

CODE: Maintains the limit of the statewide average reimbursement rates paid to shelter care providers that was received in FY 2010. This impacts the amount of charges that are reimbursed.

57 18 10. For the fiscal year beginning July 1, 2010, the
57 19 department shall calculate reimbursement rates for intermediate
57 20 care facilities for persons with mental retardation at the
57 21 80th percentile. Beginning July 1, 2010, the rate calculation
57 22 methodology shall utilize the consumer price index inflation
57 23 factor applicable to the fiscal year beginning July 1, 2010.

Requires the DHS to calculate reimbursement rates for intermediate care facilities for persons with mental retardation (ICF/MRs) at the 80th percentile for FY 2011.

57 24 11. For the fiscal year beginning July 1, 2010, for child
57 25 care providers reimbursed under the state child care assistance
57 26 program, the department shall set provider reimbursement
57 27 rates based on the rate reimbursement survey completed in
57 28 December 2004. Effective July 1, 2010, the child care provider
57 29 reimbursement rates shall remain at the rates in effect on June
57 30 30, 2010. The department shall set rates in a manner so as
57 31 to provide incentives for a nonregistered provider to become
57 32 registered by applying the increase only to registered and
57 33 licensed providers.

Requires the DHS to set FY 2011 provider reimbursement rates for child care providers based on the rate reimbursement survey completed in December 2004. Requires rates to be set in a manner that will provide incentives for non-registered providers to become registered.

57 34 12. For the fiscal year beginning July 1, 2010,
57 35 reimbursements for providers reimbursed by the department of
58 1 human services may be modified if appropriated funding is
58 2 allocated for that purpose from the senior living trust fund
58 3 created in section 249H.4.

Specifies that FY 2011 reimbursements for providers reimbursed by the DHS may be modified if appropriated funding is allocated for that purpose from the Senior Living Trust Fund.

58 4 13. The department may adopt emergency rules to implement

Permits the DHS to adopt emergency rules to implement these

58 5 this section.

reimbursements.

58 6 Sec. 33. EMERGENCY RULES.

58 7 1. If specifically authorized by a provision of this
58 8 division of this Act, the department of human services or the
58 9 mental health, mental retardation, developmental disabilities,
58 10 and brain injury commission may adopt administrative rules
58 11 under section 17A.4, subsection 3, and section 17A.5,
58 12 subsection 2, paragraph "b", to implement the provisions and
58 13 the rules shall become effective immediately upon filing or
58 14 on a later effective date specified in the rules, unless the
58 15 effective date is delayed by the administrative rules review
58 16 committee. Any rules adopted in accordance with this section
58 17 shall not take effect before the rules are reviewed by the
58 18 administrative rules review committee. The delay authority
58 19 provided to the administrative rules review committee under
58 20 section 17A.4, subsection 7, and section 17A.8, subsection 9,
58 21 shall be applicable to a delay imposed under this section,
58 22 notwithstanding a provision in those sections making them
58 23 inapplicable to section 17A.5, subsection 2, paragraph "b".
58 24 Any rules adopted in accordance with the provisions of this
58 25 section shall also be published as notice of intended action
58 26 as provided in section 17A.4.

Permits the DHS and the Mental Health, Mental Retardation,
Developmental Disabilities, and Brain Injury Commission to adopt
emergency rules when authorized.

58 27 2. If during the fiscal year beginning July 1, 2010, the
58 28 department of human services is adopting rules in accordance
58 29 with this section or as otherwise directed or authorized by
58 30 state law, and the rules will result in an expenditure increase
58 31 beyond the amount anticipated in the budget process or if the
58 32 expenditure was not addressed in the budget process for the
58 33 fiscal year, the department shall notify the persons designated
58 34 by this division of this Act for submission of reports,
58 35 the chairpersons and ranking members of the committees on
59 1 appropriations, and the department of management concerning the
59 2 rules and the expenditure increase. The notification shall be

Requires the DHS to report to the Chairpersons and Ranking
Members of the Appropriation Committees, the LSA, and the DOM at
least 30 days prior to submitting rules that will have a fiscal impact
that was not addressed in the budget process.

59 3 provided at least 30 calendar days prior to the date notice of
 59 4 the rules is submitted to the administrative rules coordinator
 59 5 and the administrative code editor.

59 6 Sec. 34. REPORTS. Any reports or information required to be
 59 7 compiled and submitted under this Act shall be submitted to the
 59 8 chairpersons and ranking members of the joint appropriations
 59 9 subcommittee on health and human services, the legislative
 59 10 services agency, and the legislative caucus staffs on or
 59 11 before the dates specified for submission of the reports or
 59 12 information.

Requires any reports required by this Bill to be submitted to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the LSA.

59 13 Sec. 35. EFFECTIVE DATE. The following provisions of this
 59 14 division of this Act, being deemed of immediate importance,
 59 15 take effect upon enactment:

59 16 The provision under the appropriation for child and family
 59 17 services, relating to requirements of section 232.143 for
 59 18 representatives of the department of human services and
 59 19 juvenile court services to establish a plan for continuing
 59 20 group foster care expenditures for fiscal year 2010=2011.

The provision requiring representatives of the DHS and juvenile court services to collaborate regarding group foster care expenditures is effective on enactment.

59 21 DIVISION V
 59 22 SENIOR LIVING TRUST FUND,
 59 23 PHARMACEUTICAL SETTLEMENT ACCOUNT,
 59 24 IOWACARE ACCOUNT, HEALTH CARE
 59 25 TRANSFORMATION ACCOUNT, AND MEDICAID FRAUD ACCOUNT

59 26 Sec. 36. DEPARTMENT ON AGING. There is appropriated from
 59 27 the senior living trust fund created in section 249H.4 to the
 59 28 department on aging for the fiscal year beginning July 1, 2010,
 59 29 and ending June 30, 2011, the following amount, or so much
 59 30 thereof as is necessary, to be used for the purpose designated:
 59 31 For the development and implementation of a comprehensive
 59 32 senior living program, including case management and
 59 33 including program administration and costs associated with

Senior Living Trust Fund appropriation to the Department on Aging.

DETAIL: Maintains the current level of funding.

59 34 implementation:

59 35 \$ 8,486,698

60 1 1. a. Of the funds appropriated in this section, \$1,010,000
 60 2 shall be transferred to the department of human services in
 60 3 equal amounts on a quarterly basis for reimbursement of case
 60 4 management services provided under the medical assistance
 60 5 elderly waiver.

Requires \$1,010,000 to be transferred to the DHS, in equal amounts on a quarterly basis, for reimbursement under the Medicaid Elderly Waiver.

DETAIL: Maintains the current allocation and transfer levels.

60 6 b. The department of human services shall review
 60 7 projections for state funding expenditures for reimbursement
 60 8 of case management services under the medical assistance
 60 9 elderly waiver on a quarterly basis and shall determine if an
 60 10 adjustment to the medical assistance reimbursement rates are
 60 11 necessary to provide reimbursement within the state funding
 60 12 amounts budgeted under the appropriations made for the fiscal
 60 13 year for the medical assistance program. Any temporary
 60 14 enhanced federal financial participation that may become
 60 15 available for the medical assistance program during the fiscal
 60 16 year shall not be used in projecting the medical assistance
 60 17 elderly waiver case management budget. The department of human
 60 18 services shall revise such reimbursement rates as necessary to
 60 19 maintain expenditures for medical assistance elderly waiver
 60 20 case management services within the state funding amounts
 60 21 budgeted under the appropriations made for the fiscal year for
 60 22 the medical assistance program.

Requires the DHS to review expenditures for reimbursement of case management services under the Medicaid Elderly Waiver on a quarterly basis and adjust to provide reimbursements within the appropriation.

60 23 2. Notwithstanding section 249H.7, the department on aging
 60 24 shall distribute funds appropriated in this section in a
 60 25 manner that will supplement and maximize federal funds under
 60 26 the federal Older Americans Act and shall not use the amount
 60 27 distributed for any administrative purposes of either the
 60 28 department on aging or the area agencies on aging.

CODE: Requires the Department on Aging to maximize federal funds under the federal Older Americans Act, and prohibits these funds from being used for administration.

60 29 3. Of the funds appropriated in this section, \$60,000

Allocates \$60,000 for dementia-specific education for direct care

<p>60 30 shall be used to provide dementia-specific education to 60 31 direct care workers and other providers of long-term care 60 32 to enhance existing or scheduled efforts through the Iowa 60 33 caregivers association, the Alzheimer's association, and other 60 34 organizations identified as appropriate by the department.</p>	<p>workers. DETAIL: Maintains the current allocation level.</p>
<p>60 35 4. Of the funds appropriated in this section, \$51,000 shall 61 1 be used to provide funding for the legal hotline for older 61 2 Iowans.</p>	<p>Allocates \$51,000 to the Department on Aging to be used for a legal hotline for older Iowans. DETAIL: This is a new allocation for FY 2011.</p>
<p>61 3 5. Of the funds appropriated in this section, up to \$193,000 61 4 shall be used to provide state matching funds for the senior 61 5 community services employment program.</p>	<p>Allocates up to \$193,000 to the Department on Aging to be used for the Senior Community Services Employment Program. DETAIL: This is a new allocation for FY 2011.</p>
<p>61 6 Sec. 37. IOWA FINANCE AUTHORITY. There is appropriated 61 7 from the senior living trust fund created in section 249H.4 to 61 8 the Iowa finance authority for the fiscal year beginning July 61 9 1, 2010, and ending June 30, 2011, the following amount, or 61 10 so much thereof as is necessary, to be used for the purposes 61 11 designated: 61 12 For the rent subsidy program, to provide reimbursement for 61 13 rent expenses to eligible persons: 61 14 \$ 700,000</p>	<p>Senior Living Trust Fund appropriation to the Iowa Finance Authority (IFA) for the Rent Subsidy Program. DETAIL: Maintains the current level of Senior Living Trust Fund support.</p>
<p>61 15 Participation in the rent subsidy program shall be limited 61 16 to only those persons who meet the requirements for the nursing 61 17 facility level of care for home and community-based services 61 18 waiver services as in effect on July 1, 2010, and to those 61 19 individuals who are eligible for the federal money follows the 61 20 person grant program under the medical assistance program. Of 61 21 the funds appropriated in this section, not more than \$35,000 61 22 may be used for administrative costs.</p>	<p>Requires participation in the Rent Subsidy Program to be limited to individuals at risk of nursing home placement and those eligible under the federal Money Follows the Person Grant Program. Permits the IFA to use up to \$35,000 for administrative costs.</p>

<p>61 23 Sec. 38. DEPARTMENT OF HUMAN SERVICES. Any funds remaining 61 24 in the senior living trust fund created in section 249H.4 61 25 following the appropriations from the senior living trust 61 26 fund made in this division of this Act to the department on 61 27 aging, the department of inspections and appeals, and the Iowa 61 28 finance authority, for the fiscal year beginning July 1, 2010, 61 29 and ending June 30, 2011, are appropriated to the department 61 30 of human services to supplement the medical assistance 61 31 program appropriations made in this Act, including program 61 32 administration and costs associated with implementation. In 61 33 order to carry out the purposes of this section, the department 61 34 may transfer funds appropriated in this section to supplement 61 35 other appropriations made to the department of human services.</p>	<p>Appropriates the balance of the SLTF to the Medicaid Program for FY 2010 after all other appropriations from the Fund are made.</p>
<p>62 1 Sec. 39. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is 62 2 appropriated from the pharmaceutical settlement account created 62 3 in section 249A.33 to the department of human services for the 62 4 fiscal year beginning July 1, 2010, and ending June 30, 2011, 62 5 the following amount, or so much thereof as is necessary, to be 62 6 used for the purpose designated: 62 7 To supplement the appropriations made for medical contracts 62 8 under the medical assistance program: 62 9 \$ 4,027,613</p>	<p>Pharmaceutical Settlement Account appropriation to the DHS for medical contracts in Medicaid.</p> <p>DETAIL: This is an increase of \$2,703,780 compared to estimated net FY 2010.</p>
<p>62 10 Sec. 40. APPROPRIATIONS FROM IOWACARE ACCOUNT.</p>	<p>IowaCare Account appropriation to the University of Iowa Hospitals and Clinics (UIHC).</p>
<p>62 11 1. There is appropriated from the IowaCare account 62 12 created in section 249J.24 to the state board of regents for 62 13 distribution to the university of Iowa hospitals and clinics 62 14 for the fiscal year beginning July 1, 2010, and ending June 30, 62 15 2011, the following amount, or so much thereof as is necessary, 62 16 to be used for the purposes designated: 62 17 For salaries, support, maintenance, equipment, and 62 18 miscellaneous purposes, for the provision of medical and 62 19 surgical treatment of indigent patients, for provision of</p>	<p>DETAIL: Maintains the current level of IowaCare Account support. IowaCare is an indigent care program for uninsured adults with incomes up to 200.00% of the Federal Poverty Level. It was created during the 2005 Legislative Session in response to the elimination of federal Intergovernmental Transfers (IGTs). The appropriation was first funded in FY 2006. A portion of the funds are to be used for graduate medical education.</p>

62 20 services to members of the expansion population pursuant to
 62 21 chapter 249J, and for medical education:
 62 22 \$ 27,284,584

62 23 a. Funds appropriated in this subsection shall not be used
 62 24 to perform abortions except medically necessary abortions, and
 62 25 shall not be used to operate the early termination of pregnancy
 62 26 clinic except for the performance of medically necessary
 62 27 abortions. For the purpose of this subsection, an abortion is
 62 28 the purposeful interruption of pregnancy with the intention
 62 29 other than to produce a live-born infant or to remove a dead
 62 30 fetus, and a medically necessary abortion is one performed
 62 31 under one of the following conditions:

62 32 (1) The attending physician certifies that continuing the
 62 33 pregnancy would endanger the life of the pregnant woman.

62 34 (2) The attending physician certifies that the fetus is
 62 35 physically deformed, mentally deficient, or afflicted with a
 63 1 congenital illness.

63 2 (3) The pregnancy is the result of a rape which is reported
 63 3 within 45 days of the incident to a law enforcement agency or
 63 4 public or private health agency which may include a family
 63 5 physician.

63 6 (4) The pregnancy is the result of incest which is reported
 63 7 within 150 days of the incident to a law enforcement agency
 63 8 or public or private health agency which may include a family
 63 9 physician.

63 10 (5) The abortion is a spontaneous abortion, commonly known
 63 11 as a miscarriage, wherein not all of the products of conception
 63 12 are expelled.

63 13 b. Notwithstanding any provision of law to the contrary,
 63 14 the amount appropriated in this subsection shall be distributed
 63 15 based on claims submitted, adjudicated, and paid by the Iowa
 63 16 Medicaid enterprise.

63 17 c. Contingent upon implementation of 2010 Iowa Acts, Senate

Specifies the conditions that permit the Medical Assistance Program to reimburse providers for abortion services.

DETAIL: The rules regarding abortion that apply to the Medical Assistance Program also apply to IowaCare.

CODE: Specifies the amount appropriated is to be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid Enterprise.

Specifies the UIHC is to use Certified Public Expenditures as the

63 18 File 2356, the university of Iowa hospitals and clinics shall
 63 19 certify public expenditures in an amount equal to provide
 63 20 the nonfederal share on total expenditures not to exceed
 63 21 \$20,000,000.

nonfederal share to match for a total amount of \$20,000,000.

63 22 2. There is appropriated from the IowaCare account
 63 23 created in section 249J.24 to the state board of regents for
 63 24 distribution to the university of Iowa hospitals and clinics
 63 25 for the fiscal year beginning July 1, 2010, and ending June 30,
 63 26 2011, the following amount, or so much thereof as is necessary,
 63 27 to be used for the purposes designated:
 63 28 For salaries, support, maintenance, equipment, and
 63 29 miscellaneous purposes, for the provision of medical and
 63 30 surgical treatment of indigent patients, for provision of
 63 31 services to members of the expansion population pursuant to
 63 32 chapter 249J, and for medical education:
 63 33 \$ 49,020,031

IowaCare Account appropriation of an additional \$49,020,131 to the State Board of Regents to be distributed to the University of Iowa Hospitals and Clinics (UIHC).

DETAIL: This is an increase of \$2,000,000 compared to estimated net FY 2010. The increase is for increased enrollment and utilization of the IowaCare Program.

63 34 Notwithstanding any provision of law to the contrary, the
 63 35 amount appropriated in this subsection shall be distributed
 64 1 based on claims submitted, adjudicated, and paid by the Iowa
 64 2 Medicaid enterprise.

CODE: Specifies the amount appropriated is to be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid Enterprise.

64 3 3. Contingent upon enactment of 2010 Iowa Acts, Senate
 64 4 File 2356, there is appropriated from the IowaCare account
 64 5 created in section 249J.24, to the state board of regents for
 64 6 distribution to the university of Iowa college of medicine for
 64 7 the fiscal year beginning July 1, 2010, and ending June 30,
 64 8 2011, the following amount, or so much thereof as is necessary
 64 9 to be used for the purposes designated:
 64 10 For salaries, support, maintenance, equipment, and
 64 11 miscellaneous purposes for the provision of medical and
 64 12 surgical treatment of indigent patients, for provision of
 64 13 services to members of the expansion population pursuant to
 64 14 chapter 249J, and for medical education:

Contingent appropriation to the UIHC from the IowaCare Account for salaries and support of the IowaCare Program for FY 2011. This appropriation is contingent on enactment of SF 2356 (FY 2011 Health Care Reform Bill).

DETAIL: This is a new appropriation for FY 2011.

64 15 \$ 12,000,000

64 16 Notwithstanding any provision of law to the contrary, the
 64 17 amount appropriated in this subsection shall be distributed
 64 18 based on claims submitted, adjudicated, and paid by the Iowa
 64 19 Medicaid enterprise. Once the entire amount appropriated in
 64 20 this subsection has been distributed, claims shall continue to
 64 21 be submitted and adjudicated by the Iowa Medicaid enterprise;
 64 22 however, no payment shall be made based upon such claims.

CODE: Requires all appropriations in this Subsection to be distributed based on claims adjudicated and paid by the Iowa Medicaid Enterprise (IME). Funds distributed in this subsection are limited to the appropriation provided.

64 23 4. There is appropriated from the IowaCare account created
 64 24 in section 249J.24 to the department of human services for the
 64 25 fiscal year beginning July 1, 2010, and ending June 30, 2011,
 64 26 the following amount, or so much thereof as is necessary, to be
 64 27 used for the purposes designated:

IowaCare Account appropriation to Polk County Broadlawns Medical Center.

64 28 For distribution to a publicly owned acute care teaching
 64 29 hospital located in a county with a population over 350,000 for
 64 30 the provision of medical and surgical treatment of indigent
 64 31 patients, for provision of services to members of the expansion
 64 32 population pursuant to chapter 249J, and for medical education:
 64 33 \$ 51,000,000

DETAIL: This is an increase of \$5,000,000 compared to estimated net FY 2010. Broadlawns transfers \$38,000,000 of Polk County property tax proceeds to the State to draw down the federal match that funds the IowaCare Program.

64 34 a. Notwithstanding any provision of law to the contrary,
 64 35 the amount appropriated in this subsection shall be distributed
 65 1 based on claims submitted, adjudicated, and paid by the Iowa
 65 2 Medicaid enterprise plus a monthly disproportionate share
 65 3 hospital payment. Any amount appropriated in this subsection
 65 4 in excess of \$48,000,000 shall be distributed only if the sum
 65 5 of the expansion population claims adjudicated and paid by the
 65 6 Iowa Medicaid enterprise plus the estimated disproportionate
 65 7 share hospital payments exceeds \$48,000,000. The amount paid
 65 8 in excess of \$48,000,000 shall not adjust the original monthly
 65 9 payment amount but shall be distributed monthly based on actual
 65 10 claims adjudicated and paid by the Iowa Medicaid enterprise
 65 11 plus the estimated disproportionate share hospital amount. Any
 65 12 amount appropriated in this subsection in excess of \$48,000,000
 65 13 shall be allocated only if federal funds are available to match
 65 14 the amount allocated.

65 15 b. Notwithstanding the total amount of proceeds distributed
65 16 pursuant to section 249J.24, subsection 6, paragraph "a",
65 17 unnumbered paragraph 1, for the fiscal year beginning July
65 18 1, 2010, and ending June 30, 2011, the county treasurer of a
65 19 county with a population of over 350,000 in which a publicly
65 20 owned acute care teaching hospital is located shall distribute
65 21 the proceeds collected pursuant to section 347.7 in a total
65 22 amount of \$38,000,000, which would otherwise be distributed to
65 23 the county hospital, to the treasurer of state for deposit in
65 24 the IowaCare account.

65 25 c. (1) Notwithstanding the amount collected and
65 26 distributed for deposit in the IowaCare account pursuant to
65 27 section 249J.24, subsection 6, paragraph "a", subparagraph
65 28 (1), the first \$19,000,000 in proceeds collected pursuant to
65 29 section 347.7 between July 1, 2010, and December 31, 2010,
65 30 shall be distributed to the treasurer of state for deposit in
65 31 the IowaCare account and collections during this time period in
65 32 excess of \$19,000,000 shall be distributed to the acute care
65 33 teaching hospital identified in this subsection.

65 34 (2) Notwithstanding the amount collected and distributed
65 35 for deposit in the IowaCare account pursuant to section
66 1 249J.24, subsection 6, paragraph "a", subparagraph (2),
66 2 the first \$19,000,000 in collections pursuant to section
66 3 347.7 between January 1, 2011, and June 30, 2011, shall be
66 4 distributed to the treasurer of state for deposit in the
66 5 IowaCare account and collections during this time period in
66 6 excess of \$19,000,000 shall be distributed to the acute care
66 7 teaching hospital identified in this subsection.

66 8 5. Contingent upon enactment of 2010 Iowa Acts, Senate File
66 9 2356, there is appropriated from the IowaCare account created
66 10 in section 249J.24 to the department of human services for the
66 11 fiscal year beginning July 1, 2010, and ending June 30, 2011,
66 12 the following amount, or so much thereof as is necessary to be
66 13 used for the purpose designated:

66 14 For payment to the regional provider network specified by
66 15 the department pursuant to 2010 Iowa Acts, Senate File 2356,

Contingent appropriation for a regional provider network from the IowaCare Account for FY 2011. This appropriation is contingent on enactment of SF 2356 (FY 2011 Health Care Reform Bill).

DETAIL: This is a new appropriation for FY 2011.

66 16 section 2, amending section 249J.7, if enacted, for provision
 66 17 of covered services to members of the expansion population
 66 18 pursuant to chapter 249J:
 66 19 \$ 6,000,000

66 20 6. Contingent upon enactment of 2010 Iowa Acts, Senate File
 66 21 2356, there is appropriated from the IowaCare account created
 66 22 in section 249J.24 to the department of human services for the
 66 23 fiscal year beginning July 1, 2010, and ending June 30, 2011,
 66 24 the following amount, or so much thereof as is necessary to be
 66 25 used for the purposes designated:
 66 26 For payment to nonparticipating providers for covered
 66 27 services provided in accordance with section 249J.24A:
 66 28 \$ 2,000,000

66 29 Sec. 41. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE
 66 30 TRANSFORMATION == DEPARTMENT OF HUMAN SERVICES.
 66 31 Notwithstanding any provision to the contrary, there is
 66 32 appropriated from the account for health care transformation
 66 33 created in section 249J.23 to the department of human services
 66 34 for the fiscal year beginning July 1, 2010, and ending June
 66 35 30, 2011, the following amounts, or so much thereof as is
 67 1 necessary, to be used for the purposes designated:

67 2 1. For the costs of medical examinations for the expansion
 67 3 population pursuant to section 249J.6:
 67 4 \$ 556,800

67 5 2. For the provision of an IowaCare nurse helpline for the
 67 6 expansion population as provided in section 249J.6:
 67 7 \$ 100,000

67 8 3. For other health promotion partnership activities

Contingent appropriation for reimbursement of nonparticipating providers from the IowaCare Account for FY 2011. This appropriation is contingent on enactment of SF 2356 (FY 2011 Health Care Reform Bill).

DETAIL: This is a new appropriation for FY 2011.

Appropriations from the Health Care Transformation Account (HCTA).

DETAIL: The HCTA was created as part of the agreement with the federal Centers for Medicare and Medicaid Services (CMS) to discontinue Iowa's IGTs during the 2005 Legislative Session. It is intended to fund the reforms specified in HF 841 (IowaCare and Medicaid Reform Act) enacted during the 2005 Legislative Session.

Appropriation from the HCTA for medical examinations and personal improvement plans for IowaCare enrollees.

DETAIL: Maintains the current level of HCTA support.

Appropriation from the HCTA for a medical information hotline for IowaCare enrollees.

DETAIL: Maintains the current level of HCTA support.

Appropriation from the HCTA for other health partnership activities

PG LN	House File 2526	Explanation
67 9	pursuant to section 249J.14:	related to IowaCare.
67 10	..... \$ 600,000	DETAIL: Maintains the current level of HCTA support.
67 11	4. For the costs related to audits, performance	Appropriation from the HCTA for costs related to audits, performance
67 12	evaluations, and studies required pursuant to chapter 249J:	evaluations, and studies related to IowaCare.
67 13	..... \$ 125,000	DETAIL: Maintains the current level of HCTA support.
67 14	5. For administrative costs associated with chapter 249J:	Appropriation from the HCTA for IowaCare administrative costs.
67 15	..... \$ 1,132,412	DETAIL: Maintains the current level of HCTA support.
67 16	6. For planning and development, in cooperation with the	Appropriation from the HCTA to the DHS and the DPH to provide a
67 17	department of public health, of a phased-in program to provide	dental home for children program.
67 18	a dental home for children in accordance with section 249J.14:	DETAIL: Maintains the current level of HCTA support.
67 19	..... \$ 1,000,000	
67 20	7. For continuation of the establishment of the tuition	Appropriation from the HCTA for tuition assistance for individuals
67 21	assistance for individuals serving individuals with	serving individuals with disabilities pilot program.
67 22	disabilities pilot program, as enacted in 2008 Iowa Acts,	DETAIL: Maintains the current level of HCTA support.
67 23	chapter 1187, section 130:	
67 24	..... \$ 50,000	
67 25	8. For medical contracts:	Appropriation from the HCTA for Medical Contracts.
67 26	..... \$ 1,300,000	DETAIL: Maintains the current level of HCTA support.
67 27	9. For payment to the publicly owned acute care teaching	Appropriation from the HCTA for the Polk County Broadlawns Medical
67 28	hospital located in a county with a population of over 350,000	Center for the IowaCare Program. Requires distribution of the funds
67 29	that is a participating provider pursuant to chapter 249J:	on a monthly basis.
67 30	..... \$ 290,000	DETAIL: Maintains the current level of HCTA support.

67 31 Disbursements under this subsection shall be made monthly.
 67 32 The hospital shall submit a report following the close of the
 67 33 fiscal year regarding use of the funds appropriated in this
 67 34 subsection to the persons specified in this Act to receive
 67 35 reports.

Requires the DHS to make 12 monthly payments to Polk County Broadlawns Medical Center for the appropriation. Requires an FY 2010 report from the Medical Center.

68 1 Notwithstanding section 8.39, subsection 1, without the
 68 2 prior written consent and approval of the governor and the
 68 3 director of the department of management, the director of human
 68 4 services may transfer funds among the appropriations made in
 68 5 this section as necessary to carry out the purposes of the
 68 6 account for health care transformation. The department shall
 68 7 report any transfers made pursuant to this section to the
 68 8 legislative services agency.

CODE: Permits the DHS to transfer funds to provide activities in this Section without the approval of the Governor or the Director of the DOM, but requires the DHS to report any transfers to the LSA.

68 9 Sec. 42. MEDICAID FRAUD ACCOUNT == DEPARTMENT OF
 68 10 INSPECTIONS AND APPEALS. There is appropriated from the
 68 11 Medicaid fraud account created in section 249A.7 to the
 68 12 department of inspections and appeals for the fiscal year
 68 13 beginning July 1, 2010, and ending June 30, 2011, the following
 68 14 amount or so much thereof as is necessary, to be used for the
 68 15 purposes designated:
 68 16 For the inspection and certification of assisted living
 68 17 programs and adult day care services, including program
 68 18 administration and costs associated with implementation:
 68 19 \$ 1,339,527

Medicaid Fraud Account appropriation to the DIA for inspections and certification of assisted living facilities and adult day care services.

DETAIL: This is a new appropriation for FY 2011. This appropriation was previously funded by the Senior Living Trust Fund (SLTF).

68 20 Sec. 43. MEDICAL ASSISTANCE PROGRAM == NONREVERSION FOR
 68 21 FY 2011=2012. Notwithstanding any section 8.33, if moneys
 68 22 appropriated for purposes of the medical assistance program for
 68 23 the fiscal year beginning July 1, 2010, and ending June 30,
 68 24 2011, from the general fund of the state, the senior living
 68 25 trust fund, and the health care trust fund, are in excess of
 68 26 actual expenditures for the medical assistance program and
 68 27 remain unencumbered or unobligated at the close of the fiscal

CODE: Requires nonreversion of funds from the Medicaid Program to the Senior Living Trust Fund. Instead the funds would remain within the appropriation to be used in the succeeding fiscal year.

DETAIL: The federal ARRA has a provision prohibiting the transfer of Medicaid stimulus dollars to a reserve or rainy day fund. This language complies with those regulations.

68 28 year, the excess moneys shall not revert but shall remain
 68 29 available for expenditure for the purposes of the medical
 68 30 assistance program until the close of the succeeding fiscal
 68 31 year.

68 32 DIVISION VI
 68 33 MH/MR/DD SERVICES
 68 34 ALLOWED GROWTH FUNDING
 68 35 FY 2010=2011

69 1 Sec. 44. 2009 Iowa Acts, chapter 179, section 1, is amended
 69 2 to read as follows:
 69 3 SECTION 1. COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND
 69 4 DEVELOPMENTAL DISABILITIES ALLOWED GROWTH APPROPRIATION AND
 69 5 ALLOCATIONS == FISCAL YEAR 2010=2011.
 69 6 4- There is appropriated from the general fund of the
 69 7 state to the department of human services for the fiscal year
 69 8 beginning July 1, 2010, and ending June 30, 2011, the following
 69 9 amount, or so much thereof as is necessary, to be used for the
 69 10 purpose designated:
 69 11 For distribution to counties of the county mental health,
 69 12 mental retardation, and developmental disabilities allowed
 69 13 growth factor adjustment for fiscal year 2010=2011 as provided
 69 14 in this section in lieu of the allowed growth factor provisions
 69 15 of section 331.438, subsection 2, and section 331.439,
 69 16 subsection 3, and chapter 426B :
 69 17 \$ 62,157,494
 69 18 48,697,893
 69 19 ~~2. The amount appropriated in this section shall be~~
 69 20 ~~allocated as provided in a later enactment of the general~~
 69 21 ~~assembly.~~

CODE: Amends the FY 2011 original Mental Health Allowed Growth appropriation to reflect continued funding at the FY 2010 estimated net appropriation level.

69 22 Sec. 45. 2009 Iowa Acts, chapter 179, section 1, as
 69 23 amended by this division of this Act, is amended by adding the
 69 24 following new subsections:

CODE: Allocates \$146,750 for the continuation of the local purchase of service provider salary increase for FY 2011.

DETAIL: Maintains the current level of support.

69 25 NEW SUBSECTION . 1. Of the amount appropriated in this
69 26 section, \$146,750 shall be used for assistance to the counties
69 27 with limited county mental health, mental retardation, and
69 28 developmental disabilities services fund balances which were
69 29 selected in accordance with 2000 Iowa Acts, chapter 1221,
69 30 section 3, to receive such assistance, in the same amount
69 31 provided during the fiscal year beginning July 1, 2000,
69 32 and ending June 30, 2001, to pay reimbursement increases in
69 33 accordance with 2000 Iowa Acts, chapter 1221, section 3.

69 34 NEW SUBSECTION . 2. Of the amount appropriated in this
69 35 section, \$12,000,000 shall be distributed as provided in this
70 1 subsection.
70 2 a. To be eligible to receive a distribution under this
70 3 subsection, a county must meet the following requirements:
70 4 (1) The county is levying for the maximum amount allowed
70 5 for the county's mental health, mental retardation, and
70 6 developmental disabilities services fund under section 331.424A
70 7 for taxes due and payable in the fiscal year beginning July 1,
70 8 2010, or the county is levying for at least 90 percent of the
70 9 maximum amount allowed for the county's services fund and that
70 10 levy rate is more than \$2 per \$1,000 of the assessed value of
70 11 all taxable property in the county.
70 12 (2) In the fiscal year beginning July 1, 2008, the
70 13 county's mental health, mental retardation, and developmental
70 14 disabilities services fund ending balance under generally
70 15 accepted accounting principles was equal to or less than 15
70 16 percent of the county's actual gross expenditures for that
70 17 fiscal year.
70 18 b. A county's allocation of the amount appropriated in
70 19 this subsection shall be determined based upon the county's
70 20 proportion of the general population of the counties eligible
70 21 to receive an allocation under this subsection. The most
70 22 recent population estimates issued by the United States bureau
70 23 of the census shall be applied in determining population for
70 24 the purposes of this paragraph.
70 25 c. The allocations made pursuant to this subsection

CODE: Requires distribution of \$12,000,000 of the Mental Health Allowed Growth funding to eligible counties that comply with the following:

- Levy at least 90.00% of the maximum levy.
- Levy at least \$2.00 per \$1,000 of the taxable assessed property value.
- Maintain a Mental Health Services Fund balance for FY 2009 of 15.00% or less.

70 26 are subject to the distribution provisions and withholding
70 27 requirements established in this section for the county mental
70 28 health, mental retardation, and developmental disabilities
70 29 allowed growth factor adjustment for the fiscal year beginning
70 30 July 1, 2010.

70 31 NEW SUBSECTION . 3. The following amount of the funding
70 32 appropriated in this section is the allowed growth factor
70 33 adjustment for fiscal year 2010=2011, and shall be credited to
70 34 the allowed growth funding pool created in the property tax
70 35 relief fund and for distribution in accordance with section
71 1 426B.5, subsection 1:
71 2 \$ 36,551,143

CODE: Sets the expenditure target allocation for the Allowed Growth funding pool for FY 2011.

71 3 NEW SUBSECTION . 4. The following formula amounts shall be
71 4 utilized only to calculate preliminary distribution amounts for
71 5 the allowed growth factor adjustment for fiscal year 2010=2011
71 6 under this section by applying the indicated formula provisions
71 7 to the formula amounts and producing a preliminary distribution
71 8 total for each county:
71 9 a. For calculation of a distribution amount for eligible
71 10 counties from the allowed growth funding pool created in the
71 11 property tax relief fund in accordance with the requirements in
71 12 section 426B.5, subsection 1:
71 13 \$ 49,626,596
71 14 b. For calculation of a distribution amount for counties
71 15 from the mental health and developmental disabilities (MH/DD)
71 16 community services fund in accordance with the formula provided
71 17 in the appropriation made for the MH/DD community services fund
71 18 for the fiscal year beginning July 1, 2010:
71 19 \$ 14,187,556

CODE: Provides the annual distribution of the FY 2011 Mental Health Allowed Growth appropriation. Reflects appropriations from multiple sources with a single distribution. Requires \$49,626,596 to be distributed to counties that levy at least 70.00% for the MH/MR/DD Services Fund and have limited Fund balances. Fund balances for the distribution formula are those from FY 2009. Those counties that have an ending Fund balance of between 10.00% and 25.00% will experience a reduction of \$13,075,453 as a withholding target. Counties may also return a portion of their funds to the State in order to be eligible for Growth dollars. Funding received as part of ARRA in this Section is to be disregarded when calculating the distribution of funding.

71 20 NEW SUBSECTION . 5. a. After applying the applicable
71 21 statutory distribution formulas to the amounts indicated in
71 22 subsection 4 for purposes of producing preliminary distribution
71 23 totals, the department of human services shall apply a
71 24 withholding factor to adjust an eligible individual county's

71 25 preliminary distribution total. In order to be eligible for
71 26 a distribution under this section, a county must be levying
71 27 90 percent or more of the maximum amount allowed for the
71 28 county's mental health, mental retardation, and developmental
71 29 disabilities services fund under section 331.424A for taxes due
71 30 and payable in the fiscal year for which the distribution is
71 31 payable.

71 32 b. An ending balance percentage for each county shall
71 33 be determined by expressing the county's ending balance on a
71 34 modified accrual basis under generally accepted accounting
71 35 principles for the fiscal year beginning July 1, 2008, in the
72 1 county's mental health, mental retardation, and developmental
72 2 disabilities services fund created under section 331.424A, as a
72 3 percentage of the county's gross expenditures from that fund
72 4 for that fiscal year. If a county borrowed moneys for purposes
72 5 of providing services from the county's services fund on or
72 6 before July 1, 2008, and the county's services fund ending
72 7 balance for that fiscal year includes the loan proceeds or an
72 8 amount designated in the county budget to service the loan for
72 9 the borrowed moneys, those amounts shall not be considered
72 10 to be part of the county's ending balance for purposes of
72 11 calculating an ending balance percentage under this subsection.

72 12 c. For purposes of calculating withholding factors and for
72 13 ending balance amounts used for other purposes under law, the
72 14 county ending balances shall be adjusted, using forms developed
72 15 for this purpose by the county finance committee, to disregard
72 16 the temporary funding increase provided to the counties for
72 17 the fiscal year through the federal American Recovery and
72 18 Reinvestment Act of 2009, Pub. L. No. 111=5. In addition,
72 19 a county may adjust the ending balance amount by rebating to
72 20 the department all or a portion of the allowed growth and
72 21 MH/DD services fund moneys the county received for the fiscal
72 22 year beginning July 1, 2009, in accordance with 2008 Iowa
72 23 Acts, chapter 1191, as amended by 2009 Iowa Acts, chapter 182,
72 24 section 55, or from any other services fund moneys available
72 25 to the county. The rebate must be remitted to the department
72 26 on or before June 1, 2010, in order to be counted. The amount
72 27 rebated by a county shall be subtracted dollar=for=dollar

72 28 from the county's ending balance amount for the fiscal year
72 29 beginning July 1, 2008, for purposes of calculating the
72 30 withholding factor and for other ending balance purposes for
72 31 the fiscal year beginning July 1, 2010. The rebates received
72 32 by the department shall be credited to the risk pool in the
72 33 property tax relief fund.

72 34 d. The withholding factor for a county shall be the
72 35 following applicable percent:

73 1 (1) For an ending balance percentage of less than 5
73 2 percent, a withholding factor of 0 percent. In addition,
73 3 a county that is subject to this lettered paragraph shall
73 4 receive an inflation adjustment equal to 3 percent of the gross
73 5 expenditures reported for the county's services fund for the
73 6 fiscal year.

73 7 (2) For an ending balance percentage of 5 percent or more
73 8 but less than 10 percent, a withholding factor of 0 percent.
73 9 In addition, a county that is subject to this lettered
73 10 paragraph shall receive an inflation adjustment equal to 2
73 11 percent of the gross expenditures reported for the county's
73 12 services fund for the fiscal year.

73 13 (3) For an ending balance percentage of 10 percent or more
73 14 but less than 25 percent, a withholding factor of 25 percent.
73 15 However, for counties with an ending balance percentage of 10
73 16 percent or more but less than 15 percent, the amount withheld
73 17 shall be limited to the amount by which the county's ending
73 18 balance was in excess of the ending balance percentage of 10
73 19 percent.

73 20 (4) For an ending balance percentage of 25 percent or more,
73 21 a withholding percentage of 100 percent.

73 22 NEW SUBSECTION . 6. The total withholding amounts applied
73 23 pursuant to subsection 5 shall be equal to a withholding target
73 24 amount of \$13,075,453. If the department of human services
73 25 determines that the amount to be withheld in accordance with
73 26 subsection 6 is not equal to the target withholding amount,
73 27 the department shall adjust the withholding factors listed in
73 28 subsection 6 as necessary to achieve the target withholding
73 29 amount. However, in making such adjustments to the withholding
73 30 factors, the department shall strive to minimize changes to

73 31 the withholding factors for those ending balance percentage
 73 32 ranges that are lower than others and shall not adjust the
 73 33 zero withholding factor or the inflation adjustment percentage
 73 34 specified in subsection 5, paragraph "a".

73 35 DIVISION VII
 74 1 PRIOR APPROPRIATIONS AND
 74 2 RELATED CHANGES
 74 3 LEAD TRAINING AND
 74 4 CERTIFICATION PROGRAMS

74 5 Sec. 46. Section 135.105A, subsection 5, Code Supplement
 74 6 2009, is amended to read as follows:
 74 7 5. The department shall adopt rules regarding minimum
 74 8 requirements for lead inspector, lead abater, and lead-safe
 74 9 renovator training programs, certification, work practice
 74 10 standards, and suspension and revocation requirements, and
 74 11 shall implement the training and certification programs. The
 74 12 department shall seek federal funding and shall establish fees
 74 13 in amounts sufficient to defray the cost of the programs.
 74 14 The fees shall be used for any of the department's duties
 74 15 under this division, including but not limited to the costs
 74 16 of full-time equivalent positions for program services and
 74 17 investigations. Fees received shall be considered repayment
 74 18 receipts as defined in section 8.2.

CODE: Permits the DPH to utilize fees retained from the Lead Training and Certification Program for FTE positions.

74 19 CERTIFIED RETIREMENT COMMUNITIES

74 20 Sec. 47. Section 231.24, subsection 9, Code Supplement
 74 21 2009, is amended to read as follows:
 74 22 9. Program administration deferral. ~~If in the fiscal~~
 74 23 ~~year beginning July 1, 2009, the department on aging's~~
 74 24 ~~appropriations or authorized full-time equivalent positions are~~
 74 25 ~~reduced, the~~ The department may defer the implementation of
 74 26 the certified retirement communities program until such time

CODE: Permits the Department on Aging to implement the Certified Retirement Communities Program when resources are available as determined by the Director.

74 27 as the department has the resources to administer the program ,
74 28 as determined by the director .

74 29 AREA AGENCY ON AGING
74 30 BOARD TRAINING

74 31 Sec. 48. Section 231.33, subsection 19, Code Supplement
74 32 2009, is amended by striking the subsection.

CODE: Eliminates the requirement for the State to train Area Agency on Aging Boards. The funding for this was eliminated in FY 2010.

74 33 DEMENTIA TRAINING

74 34 Sec. 49. 2008 Iowa Acts, chapter 1140, section 3, is amended
74 35 to read as follows:
75 1 SEC. 3. IMPLEMENTATION == CONTINGENCY . The department
75 2 ~~of elder affairs on aging~~ shall implement ~~on or before July~~
75 3 ~~4, 2010~~, the initial provisions for expanding and improving
75 4 training and education of those who regularly deal with persons
75 5 with Alzheimer's disease and similar forms of irreversible
75 6 dementia and for providing funding for public awareness efforts
75 7 and educational efforts in accordance with section 231.62,
75 8 as enacted by this Act , contingent upon the availability of
75 9 funding as determined by the director .

CODE: Allows the Department on Aging to implement the Dementia Training Program when resources are available as determined by the Director.

75 10 REGIONAL SERVICE NETWORK
75 11 PILOT PROJECT

75 12 Sec. 50. 2008 Iowa Acts, chapter 1187, section 59,
75 13 subsection 9, paragraph a, is amended to read as follows:
75 14 a. The department of human services may implement a pilot
75 15 project for a regional service network established for mental
75 16 health, mental retardation, and developmental disabilities
75 17 services paid from the services funds under section 331.424A.
75 18 The initial term of the pilot project is limited to the

Extends the multiple county pilot project in north central Iowa.

DETAIL: This will be the third year for the Pilot Projects.

75 19 ~~two-year~~ period beginning July 1, 2008, and ending June 30,
75 20 ~~2010~~ 2011 .

75 21 VIETNAM CONFLICT VETERANS
75 22 BONUS FUND

75 23 Sec. 51. 2008 Iowa Acts, chapter 1187, section 68, as
75 24 amended by 2009 Iowa Acts, chapter 182, section 82, is amended
75 25 to read as follows:
75 26 Notwithstanding section 8.33, moneys appropriated in this
75 27 section that remain unencumbered or unobligated at the close of
75 28 the fiscal year shall not revert but shall remain available for
75 29 expenditure for the purposes designated until the close of the
75 30 fiscal year beginning July 1, ~~2009~~ 2010 .

CODE: Requires nonreversion of remaining funds from the previous appropriation for the Vietnam Veteran Bonus through FY 2011.

75 31 INJURED VETERANS GRANT PROGRAM

75 32 Sec. 52. 2008 Iowa Acts, chapter 1187, section 69, as
75 33 amended by 2009 Iowa Acts, chapter 182, section 83, is amended
75 34 to read as follows:
75 35 Notwithstanding section 8.33, moneys appropriated in this
76 1 subsection that remain unencumbered or unobligated at the close
76 2 of the fiscal year shall not revert but shall remain available
76 3 for expenditure for the purposes designated until the close of
76 4 the fiscal year beginning July 1, ~~2009~~ 2010 .

CODE: Requires nonreversion of remaining funds from the previous appropriation for the Injured Veteran Grant Program through FY 2011.

76 5 HEALTH CARE COVERAGE
76 6 EXPANSION

76 7 Sec. 53. 2008 Iowa Acts, chapter 1188, section 16, as
76 8 amended by 2009 Iowa Acts, chapter 182, section 84, is amended
76 9 to read as follows:
76 10 SEC. 16. MEDICAL ASSISTANCE, HAWK=I, AND HAWK=I EXPANSION

CODE: Decreases the enacted FY 2011 appropriation to cover children under the Medical Assistance and hawk-i Programs by \$14,750,468.

DETAIL: This is a decrease of \$6,263,231 compared to estimated net

76 11 PROGRAMS == COVERING CHILDREN == APPROPRIATION. There FY 2010.
 76 12 is appropriated from the general fund of the state to the
 76 13 department of human services for the designated fiscal years,
 76 14 the following amounts, or so much thereof as is necessary, for
 76 15 the purpose designated:
 76 16 To cover children as provided in this Act under the medical
 76 17 assistance, hawk=i, and hawk=i expansion programs and outreach
 76 18 under the current structure of the programs:
 76 19 FY 2008=2009 \$ 4,800,000
 76 20 FY 2009=2010 \$ 4,207,001
 76 21 FY 2010=2011 \$ ~~24,800,000~~
 76 22 10,049,532

76 23 PATIENT DECISION
 76 24 MAKING == PILOT PROJECT

76 25 Sec. 54. 2008 Iowa Acts, chapter 1188, section 36,
 76 26 subsections 1 and 2, are amended to read as follows:
 76 27 1. The department of public health shall establish a
 76 28 ~~two-year~~ community coalition for patient treatment wishes
 76 29 across the health care continuum pilot project, beginning July
 76 30 1, 2008, and ending June 30, ~~2010~~ 2012, in a county with a
 76 31 population of between ~~fifty~~ one hundred seventy-five thousand
 76 32 and ~~one~~ two hundred twenty-five thousand and in one contiguous
 76 33 rural county. The pilot project shall utilize the process
 76 34 based upon the national physicians orders for life sustaining
 76 35 treatment program initiative, including use of a standardized
 77 1 physician order for scope of treatment form. The process
 77 2 shall require validation of the physician order for scope of
 77 3 treatment form by the signature of an individual other than
 77 4 the patient or the patient's legal representative who is not
 77 5 an employee of the patient's physician. The pilot project may
 77 6 include applicability to chronically ill, frail, and elderly or
 77 7 terminally ill individuals in hospitals licensed pursuant to
 77 8 chapter 135B, nursing facilities or residential care facilities
 77 9 licensed pursuant to chapter 135C, or hospice programs as

CODE: Amends the requirement in HF 2539 (Health Care Omnibus Act of 2008) that the DPH establish a two-year community coalition for patient treatment wishes across the health care continuum pilot project in Cedar Rapids by extending the project for an additional year through FY 2012.

77 10 defined in section 135J.1.

77 11 2. The department of public health shall convene an
 77 12 advisory council, consisting of representatives of entities
 77 13 with interest in the pilot project, including but not
 77 14 limited to the Iowa hospital association, the Iowa medical
 77 15 society, organizations representing health care facilities,
 77 16 representatives of health care providers, and the Iowa trial
 77 17 lawyers association, to develop recommendations for expanding
 77 18 the pilot project statewide. The advisory council shall report
 77 19 its findings and recommendations, including recommendations
 77 20 for legislation, to the governor and the general assembly by
 77 21 January 1, ~~2010~~ 2012 .

CODE: Amends the reporting requirement in HF 2539 (Health Care Omnibus Act of 2008) for the advisory council for the health care continuum pilot project in Cedar Rapids by extending the deadline for two additional years to January 1, 2012.

77 22 MEDICAID PROGRAMS == PROCESS
 77 23 REQUIREMENTS

77 24 Sec. 55. 2009 Iowa Acts, chapter 118, section 38, subsection
 77 25 3, is amended by striking the subsection.

CODE: Eliminates certain mailing requirements for the Iowa Medicaid Program.

DETAIL: The language required to extend the period for annual renewal by medical assistance members by mailing the renewal form to the member on the first day of the month prior to the month of renewal. The change would have cost the program an additional \$2.0 million for FY 2011.

77 26 IOWA VETERANS HOME

77 27 Sec. 56. 2009 Iowa Acts, chapter 182, section 3, subsection
 77 28 2, is amended by adding the following new paragraph:
 77 29 NEW PARAGRAPH . d. The funds appropriated in this subsection
 77 30 to the Iowa veterans home that remain available for expenditure
 77 31 for the succeeding fiscal year pursuant to section 35D.18,
 77 32 subsection 5, shall be distributed to be used in the succeeding
 77 33 fiscal year in accordance with this lettered paragraph. The

CODE: Permits the Veterans Home to retain the first \$500,000 of FY 2010 carryforward funds. Requires the DOM to transfer \$1,000,000 of the FY 2010 carryforward funds to the DHS for field operations for FY 2011. Requires the Veterans Home to retain remaining carryforward funding.

77 34 first \$500,000 shall remain available to be used for the
77 35 purposes of the Iowa veterans home. On or before October 15,
78 1 2010, the department of management shall transfer not more than
78 2 \$1,000,000 to the appropriation to the department of human
78 3 services for field operations. Any remaining funding shall be
78 4 used for purposes of the Iowa veterans home.

78 5 TEMPORARY ASSISTANCE FOR NEEDY
78 6 FAMILIES BLOCK GRANT

78 7 Sec. 57. 2009 Iowa Acts, chapter 182, section 5, is amended
78 8 by adding the following new subsection:
78 9 NEW SUBSECTION . 15. Notwithstanding section 8.33, moneys
78 10 appropriated in this section that remain unencumbered or
78 11 unobligated at the close of the fiscal year shall not revert
78 12 but shall remain available for expenditure for the family
78 13 investment program until the close of the succeeding fiscal
78 14 year.

CODE: Requires nonversion of any FY 2010 TANF appropriations through FY 2011.

78 15 BEHAVIORAL HEALTH SERVICES
78 16 ACCOUNT == MEDICAL ASSISTANCE

78 17 Sec. 58. 2009 Iowa Acts, chapter 182, section 9, subsection
78 18 16, paragraph b, is amended to read as follows:
78 19 b. The department shall continue to maintain a separate
78 20 account within the medical assistance budget for the deposit
78 21 of all funds remitted pursuant to a contract with a third
78 22 party to administer behavioral health services under the
78 23 medical assistance program established pursuant to 2008 Iowa
78 24 Acts, chapter 1187, section 9, subsection 20. Notwithstanding
78 25 section 8.33, other than funds remaining from the appropriation
78 26 allocations made for implementation of the emergency mental
78 27 health crisis services and system, for implementation of the
78 28 mental health services system for children and youth, and

CODE: Requires nonreversion of funding for the Children's Mental Health and Adult Mental Health Emergency Pilot Projects from the Behavioral Health Services Account. Any additional funds from the Account are to be used for the Medicaid Program.

78 29 for training of child welfare services providers in 2008
78 30 Iowa Acts, chapter 1187, section 9, subsection 20, paragraph
78 31 "c", subparagraphs (1), (2), and (6), as authorized in 2009
78 32 Iowa Acts, chapter 182, section 72, funds remaining in the
78 33 account that remain unencumbered or unobligated at the end of
78 34 any the fiscal year shall not revert but shall remain available
78 35 in succeeding fiscal years and shall be used only in accordance
79 1 with appropriations from the account for health and human
79 2 services-related purposes are appropriated to the department to
79 3 be used for the medical assistance program .

79 4 STATE SUPPLEMENTARY
79 5 ASSISTANCE PROGRAM

79 6 Sec. 59. 2009 Iowa Acts, chapter 182, section 12, is amended
79 7 by adding the following new subsection:
79 8 NEW SUBSECTION . 4. Notwithstanding section 8.33, moneys
79 9 appropriated in this section that remain unencumbered or
79 10 unobligated at the close of the fiscal year shall remain
79 11 available for expenditure for the purposes designated until the
79 12 close of the succeeding fiscal year.

CODE: Requires nonreversion of FY 2010 State Supplementary Assistance appropriations through FY 2011.

79 13 NEIGHBORHOOD AFFORDABLE
79 14 HOUSING == CHILD DEVELOPMENT
79 15 PROGRAM

79 16 Sec. 60. 2009 Iowa Acts, chapter 182, section 14, subsection
79 17 9, is amended by adding the following new unnumbered paragraph:
79 18 NEW UNNUMBERED PARAGRAPH Notwithstanding section 8.33,
79 19 moneys allocated in this subsection that remain unencumbered or
79 20 unobligated at the close of the fiscal year shall not revert
79 21 but shall remain available for expenditure for the purposes
79 22 designated until expended.

CODE: Requires nonreversion of unexpended one-time funding from FY 2010 for child development programming for children in the Oakridge Neighborhood in the city of Des Moines in Polk County through FY 2011.

79 23 IOWACARE

79 24 Sec. 61. 2009 Iowa Acts, chapter 182, section 48, subsection
79 25 3, unnumbered paragraph 2 and paragraph "a", are amended to
79 26 read as follows:

79 27 For distribution to a publicly owned acute care teaching
79 28 hospital located in a county with a population over 350,000 for
79 29 the provision of medical and surgical treatment of indigent
79 30 patients, for provision of services to members of the expansion
79 31 population pursuant to chapter 249J, and for medical education:
79 32 \$ 46,000,000

79 33 47,000,000

79 34 a. Notwithstanding any provision of law to the contrary, the
79 35 amount appropriated in this subsection shall be allocated in
80 1 twelve equal monthly payments as provided in section 249J.24.
80 2 Any amount appropriated in this subsection in excess of
80 3 ~~\$41,000,000~~ \$45,000,000 shall be distributed only if the sum
80 4 of the expansion population claims adjudicated and paid by the
80 5 Iowa Medicaid enterprise plus the estimated disproportionate
80 6 share hospital payments exceeds \$45,000,000. The amount paid
80 7 in excess of \$45,000,000 shall not adjust the original monthly
80 8 payment amount but shall be distributed monthly based on actual
80 9 claims adjudicated and paid by the Iowa Medicaid enterprise
80 10 plus the estimated disproportionate share hospital amount. Any
80 11 amount appropriated in this subsection in excess of \$45,000,000
80 12 shall be allocated only if federal funds are available to match
80 13 the amount allocated.

CODE: Increases the FY 2010 IowaCare Account appropriation by \$1,000,000 for a total of \$47,000,000 to Broadlawns Medical Center. In addition, Broadlawns is guaranteed at least \$45,000,000 as part of an agreement that provides \$38,000,000 in Polk County property tax dollars to draw down federal financial participation. Any payment in excess of \$45,000,000 is to be distributed based on actual claims.

80 14 INTELLECTUAL DISABILITIES WAIVER

80 15 Sec. 62. INTELLECTUAL DISABILITIES WAIVER == STATEWIDE
80 16 METHODOLOGY. In administering the medical assistance home
80 17 and community-based services intellectual disability waiver,
80 18 the total number of openings at any one time shall be limited
80 19 to the number approved for the waiver by the secretary of the
80 20 United States department of health and human services and
80 21 available funding. Beginning July 1, 2010, the department
80 22 shall implement a statewide method of allocating waiver slots

Requires the waiver waiting list for the Medicaid Intellectual Disabilities Waiver to be statewide beginning in FY 2011. The Department is to develop a methodology to prioritize the allocation of slots and is to convene a workgroup to develop criteria.

80 23 and shall design a methodology for prioritizing the allocation
 80 24 of slots, subject to federal approval. The department
 80 25 shall convene a workgroup to develop criteria to prioritize
 80 26 individuals on the waiting list, subject to federal approval.

80 27 Sec. 63. EFFECTIVE UPON ENACTMENT AND APPLICABILITY.
 80 28 1. This division of this Act, being deemed of immediate
 80 29 importance, takes effect upon enactment.

This Division is effective on enactment.

80 30 2. The section of this division of this Act amending section
 80 31 135.105A applies to any fees collected pursuant to section
 80 32 135.105A during or after the fiscal year beginning July 1,
 80 33 2009.

The Section relating to the DPH Lead Training and Certification Program is retroactively effective to July 1, 2009.

80 34 DIVISION VIII
 80 35 INTERSTATE COMPACT FOR JUVENILES

81 1 Sec. 64. Section 232.2, subsection 29, Code Supplement
 81 2 2009, is amended to read as follows:
 81 3 29. "Juvenile" means the same as "child". However, in
 81 4 the interstate compact ~~on~~ for juveniles, sections 232.171 and
 81 5 ~~232.172~~ section 232.173 , "juvenile" means a person defined as a
 81 6 juvenile in ~~the law of a state which is a party to~~ the compact.
 81 7 Sec. 65. Section 232.172, Code 2009, is amended to read as
 81 8 follows:
 81 9 232.172 Confinement of delinquent juvenile.
 81 10 1. For a juvenile under the jurisdiction of this state
 81 11 who is subject to the interstate compact for juveniles
 81 12 under section 232.173, the confinement of the juvenile in an
 81 13 institution located within another compacting state shall be
 81 14 as provided under the compact.
 81 15 2. This subsection applies to the confinement of a
 81 16 delinquent juvenile under the jurisdiction of this state in an
 81 17 institution located within a noncompacting state, as defined
 81 18 in section 232.173, that entered into the interstate compact

CODE: Provides for ratification of the updated national Interstate Compact for Juveniles. The Compact provides for the legal framework and procedural means to regulate the movement across state lines of juveniles under court supervision. The Compact provides for monitoring and return of any juvenile that is placed on probation or parole and wishes to reside in another state. The Compact also outlines procedures for the return of runaway juveniles or juveniles that have absconded from probation or parole. The new regulations and procedures went into effect in December of 2009. Iowa was granted an extension until December of 2010. This compact pertains only to juvenile delinquents and the Juvenile Courts.

81 19 on juveniles under section 232.171, Code 2009. In addition
81 20 to any institution in which the authorities of this state may
81 21 otherwise confine or order the confinement of a the delinquent
81 22 juvenile, such authorities may, pursuant to the out=of=state
81 23 confinement amendment to the interstate compact on juveniles in
81 24 section 232.171, Code 2009 , confine or order the confinement
81 25 of a the delinquent juvenile in a compact institution within
81 26 another party state.
81 27 Sec. 66. NEW SECTION . 232.173 Interstate compact for
81 28 juveniles.
81 29 1. Article I == Purpose.
81 30 a. The compacting states to this interstate compact
81 31 recognize that each state is responsible for the proper
81 32 supervision or return of juveniles, delinquents, and status
81 33 offenders who are on probation or parole and who have
81 34 absconded, escaped, or run away from supervision and control
81 35 and in so doing have endangered their own safety and the safety
82 1 of others. The compacting states also recognize that each
82 2 state is responsible for the safe return of juveniles who have
82 3 run away from home and in doing so have left their state of
82 4 residence. The compacting states also recognize that Congress,
82 5 by enacting the Crime Control Act, 4 U.S.C. 112 (1965), has
82 6 authorized and encouraged compacts for cooperative efforts and
82 7 mutual assistance in the prevention of crime.
82 8 b. It is the purpose of this compact, through means of joint
82 9 and cooperative action among the compacting states to:
82 10 (1) Ensure that the adjudicated juveniles and status
82 11 offenders subject to this compact are provided adequate
82 12 supervision and services in the receiving state as ordered
82 13 by the adjudicating judge or parole authority in the sending
82 14 state.
82 15 (2) Ensure that the public safety interests of the citizens,
82 16 including the victims of juvenile offenders, in both the
82 17 sending and receiving states are adequately protected.
82 18 (3) Return juveniles who have run away, absconded, or
82 19 escaped from supervision or control or have been accused of an
82 20 offense to the state requesting their return.
82 21 (4) Make contracts for the cooperative institutionalization

82 22 in public facilities in member states for delinquent youth
82 23 needing special services.
82 24 (5) Provide for the effective tracking and supervision of
82 25 juveniles.
82 26 (6) Equitably allocate the costs, benefits, and obligations
82 27 of the compacting states.
82 28 (7) Establish procedures to manage the movement between
82 29 states of juvenile offenders released to the community under
82 30 the jurisdiction of courts, juvenile departments, or any other
82 31 criminal or juvenile justice agency which has jurisdiction over
82 32 juvenile offenders.
82 33 (8) Insure immediate notice to jurisdictions where defined
82 34 offenders are authorized to travel or to relocate across state
82 35 lines.
83 1 (9) Establish procedures to resolve pending charges
83 2 (detainers) against juvenile offenders prior to transfer or
83 3 release to the community under the terms of this compact.
83 4 (10) Establish a system of uniform data collection on
83 5 information pertaining to juveniles subject to this compact
83 6 that allows access by authorized juvenile justice and criminal
83 7 justice officials, and regular reporting of compact activities
83 8 to heads of state executive, judicial, and legislative branches
83 9 and juvenile and criminal justice administrators.
83 10 (11) Monitor compliance with rules governing interstate
83 11 movement of juveniles and initiate interventions to address and
83 12 correct noncompliance.
83 13 (12) Coordinate training and education regarding the
83 14 regulation of interstate movement of juveniles for officials
83 15 involved in such activity.
83 16 (13) Coordinate the implementation and operation of
83 17 the compact with the interstate compact for the placement
83 18 of children, the interstate compact for adult offender
83 19 supervision, and other compacts affecting juveniles
83 20 particularly in those cases where concurrent or overlapping
83 21 supervision issues arise.
83 22 c. It is the policy of the compacting states that the
83 23 activities conducted by the interstate commission created in
83 24 this compact are the formation of public policies and therefore

83 25 are public business. Furthermore, the compacting states shall
83 26 cooperate and observe their individual and collective duties
83 27 and responsibilities for the prompt return and acceptance of
83 28 juveniles subject to the provisions of this compact. The
83 29 provisions of this compact shall be reasonably and liberally
83 30 construed to accomplish the purposes and policies of the
83 31 compact.

83 32 2. Article II == Definitions. As used in this compact,
83 33 unless the context clearly requires a different construction:

83 34 a. "Bylaws" means those bylaws established by the interstate
83 35 commission for its governance, or for directing or controlling
84 1 its actions or conduct.

84 2 b. "Compact administrator" means the individual in each
84 3 compacting state appointed pursuant to the terms of this
84 4 compact, responsible for the administration and management of
84 5 the state's supervision and transfer of juveniles subject to
84 6 the terms of this compact, the rules adopted by the interstate
84 7 commission, and policies adopted by the state council under
84 8 this compact.

84 9 c. "Compacting state" means any state which has enacted the
84 10 enabling legislation for this compact.

84 11 d. "Commissioner" means the voting representative of each
84 12 compacting state appointed pursuant to article III of this
84 13 compact.

84 14 e. "Court" means any court having jurisdiction over
84 15 delinquent, neglected, or dependent children.

84 16 f. "Deputy compact administrator" means the individual,
84 17 if any, in each compacting state appointed to act on behalf
84 18 of a compact administrator pursuant to the terms of this
84 19 compact responsible for the administration and management of
84 20 the state's supervision and transfer of juveniles subject to
84 21 the terms of this compact, the rules adopted by the interstate
84 22 commission, and policies adopted by the state council under
84 23 this compact.

84 24 g. "Interstate commission" means the interstate commission
84 25 for juveniles created by article III of this compact.

84 26 h. "Juvenile" means any person defined as a juvenile in
84 27 any member state or by the rules of the interstate commission,

84 28 including persons who are any of the following:

84 29 (1) An accused delinquent, meaning a person charged with

84 30 an offense that, if committed by an adult, would be a criminal

84 31 offense.

84 32 (2) An adjudicated delinquent, meaning a person found to

84 33 have committed an offense that, if committed by an adult, would

84 34 be a criminal offense.

84 35 (3) An accused status offender, meaning a person charged

85 1 with an offense that would not be a criminal offense if

85 2 committed by an adult.

85 3 (4) An adjudicated status offender, meaning a person found

85 4 to have committed an offense that would not be a criminal

85 5 offense if committed by an adult.

85 6 (5) A nonoffender, meaning a person in need of supervision

85 7 who has not been accused or adjudicated a status offender or

85 8 delinquent.

85 9 i. "Noncompacting state" means any state which has not

85 10 enacted the enabling legislation for this compact.

85 11 j. "Probation or parole" means any kind of supervision or

85 12 conditional release of juveniles authorized under the laws of

85 13 the compacting states.

85 14 k. "Rule" means a written statement by the interstate

85 15 commission promulgated pursuant to article VI of this compact

85 16 that is of general applicability, implements, interprets

85 17 or prescribes a policy or provision of the compact, or an

85 18 organizational, procedural, or practice requirement of the

85 19 commission, and has the force and effect of statutory law in

85 20 a compacting state, and includes the amendment, repeal, or

85 21 suspension of an existing rule.

85 22 l. "State" means a state of the United States, the District

85 23 of Columbia or its designee, the Commonwealth of Puerto Rico,

85 24 the United States Virgin Islands, Guam, American Samoa, and the

85 25 Northern Marianas Islands.

85 26 3. Article III == Interstate commission for juveniles.

85 27 a. The compacting states hereby create the interstate

85 28 commission for juveniles. The commission shall be a body

85 29 corporate and joint agency of the compacting states. The

85 30 commission shall have all the responsibilities, powers, and

85 31 duties set forth in this compact, and such additional powers as
85 32 may be conferred upon it by subsequent action of the respective
85 33 legislatures of the compacting states in accordance with the
85 34 terms of this compact.

85 35 b. The interstate commission shall consist of commissioners
86 1 appointed by the appropriate appointing authority in
86 2 each state pursuant to the rules and requirements of each
86 3 compacting state and in consultation with the state council for
86 4 interstate juvenile supervision created in this compact. The
86 5 commissioner shall be the compact administrator, deputy compact
86 6 administrator, or designee from that state who shall serve on
86 7 the interstate commission in such capacity under or pursuant to
86 8 the applicable law of the compacting state.

86 9 c. In addition to the commissioners who are the voting
86 10 representatives of each state, the interstate commission shall
86 11 include individuals who are not commissioners, but who are
86 12 members of interested organizations. Such noncommissioner
86 13 members must include a member of the national organizations
86 14 of governors, legislators, state chief justices, attorneys
86 15 general, interstate compact for adult offender supervision,
86 16 interstate compact for the placement of children, juvenile
86 17 justice and juvenile corrections officials, and crime victims.
86 18 All noncommissioner members of the interstate commission
86 19 shall be ex officio, nonvoting members. The interstate
86 20 commission may provide in its bylaws for such additional ex
86 21 officio, nonvoting members, including members of other national
86 22 organizations, in such numbers as shall be determined by the
86 23 commission.

86 24 d. Each compacting state represented at any meeting of
86 25 the commission is entitled to one vote. A majority of the
86 26 compacting states shall constitute a quorum for the transaction
86 27 of business, unless a larger quorum is required by the bylaws
86 28 of the interstate commission.

86 29 e. The commission shall meet at least once each calendar
86 30 year. The chairperson may call additional meetings and, upon
86 31 the request of a simple majority of the compacting states,
86 32 shall call additional meetings. Public notice shall be given
86 33 of all meetings and meetings shall be open to the public.

86 34 f. The interstate commission shall establish an executive
86 35 committee, which shall include commission officers, members,
87 1 and others as determined by the bylaws. The executive
87 2 committee shall have the power to act on behalf of the
87 3 interstate commission during periods when the interstate
87 4 commission is not in session, with the exception of rulemaking
87 5 or amendment to the compact. The executive committee shall
87 6 oversee the day-to-day activities of the administration of
87 7 the compact managed by an executive director and interstate
87 8 commission staff; administer enforcement and compliance
87 9 with the provisions of the compact, its bylaws, and rules;
87 10 and perform such other duties as directed by the interstate
87 11 commission or set forth in the bylaws.

87 12 g. Each member of the interstate commission shall have
87 13 the right and power to cast a vote to which that compacting
87 14 state is entitled and to participate in the business and
87 15 affairs of the interstate commission. A member shall vote in
87 16 person and shall not delegate a vote to another compacting
87 17 state. However, a commissioner, in consultation with the state
87 18 council, shall appoint another authorized representative, in
87 19 the absence of the commissioner from that state, to cast a vote
87 20 on behalf of the compacting state at a specified meeting. The
87 21 bylaws may provide for members' participation in meetings by
87 22 telephone or other means of telecommunication or electronic
87 23 communication.

87 24 h. The interstate commission's bylaws shall establish
87 25 conditions and procedures under which the interstate commission
87 26 shall make its information and official records available
87 27 to the public for inspection or copying. The interstate
87 28 commission may exempt from disclosure any information or
87 29 official records to the extent they would adversely affect
87 30 personal privacy rights or proprietary interests.

87 31 i. Public notice shall be given of all meetings and all
87 32 meetings shall be open to the public, except as set forth
87 33 in the rules or as otherwise provided in the compact. The
87 34 interstate commission and any of its committees may close a
87 35 meeting to the public where it determines by two-thirds vote
88 1 that an open meeting would be likely to:

88 2 (1) Relate solely to the interstate commission's internal
88 3 personnel practices and procedures.

88 4 (2) Disclose matters specifically exempted from disclosure
88 5 by statute.

88 6 (3) Disclose trade secrets or commercial or financial
88 7 information which is privileged or confidential.

88 8 (4) Involve accusing any person of a crime, or formally
88 9 censuring any person.

88 10 (5) Disclose information of a personal nature where
88 11 disclosure would constitute a clearly unwarranted invasion of
88 12 personal privacy.

88 13 (6) Disclose investigative records compiled for law
88 14 enforcement purposes.

88 15 (7) Disclose information contained in or related to an
88 16 examination or operating or condition reports prepared by, or
88 17 on behalf of or for the use of, the interstate commission with
88 18 respect to a regulated person or entity for the purpose of
88 19 regulation or supervision of such person or entity.

88 20 (8) Disclose information, the premature disclosure of which
88 21 would significantly endanger the stability of a regulated
88 22 person or entity.

88 23 (9) Specifically relate to the interstate commission's
88 24 issuance of a subpoena, or its participation in a civil action
88 25 or other legal proceeding.

88 26 j. For every meeting closed pursuant to this provision, the
88 27 interstate commission's legal counsel shall publicly certify
88 28 that, in the legal counsel's opinion, the meeting may be closed
88 29 to the public, and shall reference each relevant exemptive
88 30 provision. The interstate commission shall keep minutes
88 31 which shall fully and clearly describe all matters discussed
88 32 in any meeting and shall provide a full and accurate summary
88 33 of any actions taken, and the reasons therefore, including a
88 34 description of each of the views expressed on any item and the
88 35 record of any roll call vote, reflected in the vote of each
89 1 member on the question. All documents considered in connection
89 2 with any action shall be identified in such minutes.

89 3 k. The interstate commission shall collect standardized data
89 4 concerning the interstate movement of juveniles as directed

89 5 through its rules which shall specify the data to be collected,
89 6 the means of collection, and data exchange and reporting
89 7 requirements. Such methods of data collection, exchange, and
89 8 reporting shall insofar as is reasonably possible conform to
89 9 up-to-date technology and coordinate its information functions
89 10 with the appropriate repository of records.

89 11 4. Article IV == Powers and duties of the interstate
89 12 commission. The commission shall have the following powers and
89 13 duties:

89 14 a. To provide for dispute resolution among compacting
89 15 states.

89 16 b. To promulgate rules to effect the purposes and
89 17 obligations as enumerated in this compact, which shall have the
89 18 force and effect of statutory law and shall be binding in the
89 19 compacting states to the extent and in the manner provided in
89 20 this compact.

89 21 c. To oversee, supervise, and coordinate the interstate
89 22 movement of juveniles subject to the terms of this compact and
89 23 any bylaws adopted and rules promulgated by the interstate
89 24 commission.

89 25 d. To enforce compliance with the compact provisions, the
89 26 rules promulgated by the interstate commission, and the bylaws,
89 27 using all necessary and proper means, including but not limited
89 28 to the use of judicial process.

89 29 e. To establish and maintain offices which shall be located
89 30 within one or more of the compacting states.

89 31 f. To purchase and maintain insurance and bonds.

89 32 g. To borrow, accept, hire, or contract for services of
89 33 personnel.

89 34 h. To establish and appoint committees and hire staff
89 35 which it deems necessary for the carrying out of its functions
90 1 including but not limited to an executive committee as required
90 2 by article III which shall have the power to act on behalf of
90 3 the interstate commission in carrying out its powers and duties
90 4 hereunder.

90 5 i. To elect or appoint such officers, attorneys, employees,
90 6 agents, or consultants, and to fix their compensation, define
90 7 their duties and determine their qualifications; and to

90 8 establish the interstate commission's personnel policies and
90 9 programs relating to, inter alia, conflicts of interest, rates
90 10 of compensation, and qualifications of personnel.
90 11 j. To accept any and all donations and grants of money,
90 12 equipment, supplies, materials, and services, and to receive,
90 13 utilize, and dispose of it.
90 14 k. To lease, purchase, accept contributions or donations of,
90 15 or otherwise to own, hold, improve, or use any property, real,
90 16 personal, or mixed.
90 17 l. To sell, convey, mortgage, pledge, lease, exchange,
90 18 abandon, or otherwise dispose of any property, real, personal,
90 19 or mixed.
90 20 m. To establish a budget and make expenditures and levy
90 21 dues as provided in article VIII of this compact.
90 22 n. To sue and be sued.
90 23 o. To adopt a seal and bylaws governing the management and
90 24 operation of the interstate commission.
90 25 p. To perform such functions as may be necessary or
90 26 appropriate to achieve the purposes of this compact.
90 27 q. To report annually to the legislatures, governors,
90 28 judiciary, and state councils of the compacting states
90 29 concerning the activities of the interstate commission during
90 30 the preceding year. Such reports shall also include any
90 31 recommendations that may have been adopted by the interstate
90 32 commission.
90 33 r. To coordinate education, training, and public awareness
90 34 regarding the interstate movement of juveniles for officials
90 35 involved in such activity.
91 1 s. To establish uniform standards of the reporting,
91 2 collecting, and exchanging of data.
91 3 t. The interstate commission shall maintain its corporate
91 4 books and records in accordance with the bylaws.
91 5 5. Article V == Organization and operation of the interstate
91 6 commission.
91 7 a. Bylaws. The interstate commission shall, by a majority
91 8 of the members present and voting, within twelve months after
91 9 the first interstate commission meeting, adopt bylaws to govern
91 10 its conduct as may be necessary or appropriate to carry out the

91 11 purposes of the compact, including but not limited to all of
91 12 the following:

91 13 (1) Establishing the fiscal year of the interstate
91 14 commission.

91 15 (2) Establishing an executive committee and such other
91 16 committees as may be necessary.

91 17 (3) Provide for the establishment of committees governing
91 18 any general or specific delegation of any authority or function
91 19 of the interstate commission.

91 20 (4) Providing reasonable procedures for calling and
91 21 conducting meetings of the interstate commission and ensuring
91 22 reasonable notice of each such meeting.

91 23 (5) Establishing the titles and responsibilities of the
91 24 officers of the interstate commission.

91 25 (6) Providing a mechanism for concluding the operations of
91 26 the interstate commission and the return of any surplus funds
91 27 that may exist upon the termination of the compact after the
91 28 payment or reserving of all of its debts and obligations.

91 29 (7) Providing "start-up" rules for initial administration
91 30 of the compact.

91 31 (8) Establishing standards and procedures for compliance
91 32 and technical assistance in carrying out the compact.

91 33 b. Officers and staff.

91 34 (1) The interstate commission shall, by a majority of the
91 35 members, elect annually from among its members a chairperson
92 1 and a vice chairperson, each of whom shall have such authority
92 2 and duties as may be specified in the bylaws. The chairperson
92 3 or, in the chairperson's absence or disability, the vice
92 4 chairperson shall preside at all meetings of the interstate
92 5 commission. The officers so elected shall serve without
92 6 compensation or remuneration from the interstate commission;
92 7 provided that, subject to the availability of budgeted funds,
92 8 the officers shall be reimbursed for any ordinary and necessary
92 9 costs and expenses incurred by them in the performance of their
92 10 duties and responsibilities as officers of the interstate
92 11 commission.

92 12 (2) The interstate commission shall, through its executive
92 13 committee, appoint or retain an executive director for

92 14 such period, upon such terms and conditions and for such
92 15 compensation as the interstate commission may deem appropriate.
92 16 The executive director shall serve as secretary to the
92 17 interstate commission, but shall not be a member and shall hire
92 18 and supervise such other staff as may be authorized by the
92 19 interstate commission.

92 20 c. Immunity, defense, and indemnification.

92 21 (1) The commission's executive director and employees shall
92 22 be immune from suit and liability, either personally or in
92 23 their official capacity, for any claim for damage to or loss
92 24 of property or personal injury or other civil liability caused
92 25 or arising out of or relating to any actual or alleged act,
92 26 error, or omission that occurred, or that such person had a
92 27 reasonable basis for believing occurred within the scope of
92 28 commission employment, duties, or responsibilities; provided,
92 29 that any such person shall not be protected from suit or
92 30 liability for any damage, loss, injury, or liability caused by
92 31 the intentional or willful and wanton misconduct of any such
92 32 person.

92 33 (2) The liability of any commissioner, or the employee
92 34 or agent of a commissioner, acting within the scope of such
92 35 person's employment or duties for acts, errors, or omissions
93 1 occurring within such person's state may not exceed the limits
93 2 of liability set forth under the constitution and laws of that
93 3 state for state officials, employees, and agents. Nothing
93 4 in this subparagraph shall be construed to protect any such
93 5 person from suit or liability for any damage, loss, injury,
93 6 or liability caused by the intentional or willful and wanton
93 7 misconduct of any such person.

93 8 (3) The interstate commission shall defend the executive
93 9 director or the employees or representatives of the interstate
93 10 commission and, subject to the approval of the attorney general
93 11 of the state represented by any commissioner of a compacting
93 12 state, shall defend such commissioner or the commissioner's
93 13 representatives or employees in any civil action seeking to
93 14 impose liability arising out of any actual or alleged act,
93 15 error, or omission that occurred within the scope of interstate
93 16 commission employment, duties, or responsibilities, or that

93 17 the defendant had a reasonable basis for believing occurred
93 18 within the scope of interstate commission employment, duties,
93 19 or responsibilities, provided that the actual or alleged act,
93 20 error, or omission did not result from intentional or willful
93 21 and wanton misconduct on the part of such person.
93 22 (4) The interstate commission shall indemnify and hold
93 23 the commissioner of a compacting state, or the commissioner's
93 24 representatives or employees, or the interstate commission's
93 25 representatives or employees, harmless in the amount of any
93 26 settlement or judgment obtained against such persons arising
93 27 out of any actual or alleged act, error, or omission that
93 28 occurred within the scope of interstate commission employment,
93 29 duties, or responsibilities, or that such persons had a
93 30 reasonable basis for believing occurred within the scope of
93 31 interstate commission employment, duties, or responsibilities,
93 32 provided that the actual or alleged act, error, or omission did
93 33 not result from intentional or willful and wanton misconduct on
93 34 the part of such persons.

93 35 6. Article VI == Rulemaking functions of the interstate
94 1 commission.

94 2 a. The interstate commission shall promulgate and publish
94 3 rules in order to effectively and efficiently achieve the
94 4 purposes of the compact.

94 5 b. Rulemaking shall occur pursuant to the criteria set
94 6 forth in this article and the bylaws and rules adopted pursuant
94 7 thereto. Such rulemaking shall substantially conform to the
94 8 principles of the model state administrative procedures Act,
94 9 1981 Act, Uniform Laws Annotated, Vol. 15, p.1 (2000), or
94 10 such other administrative procedures act, as the interstate
94 11 commission deems appropriate consistent with due process
94 12 requirements under the Constitution of the United States as now
94 13 or hereafter interpreted by the United States supreme court.
94 14 All rules and amendments shall become binding as of the date
94 15 specified, as published with the final version of the rule as
94 16 approved by the commission.

94 17 c. When promulgating a rule, the interstate commission
94 18 shall, at a minimum, do all of the following:

94 19 (1) Publish the proposed rule's entire text stating the

94 20 reasons for that proposed rule.
94 21 (2) Allow and invite any and all persons to submit written
94 22 data, facts, opinions, and arguments, which information shall
94 23 be added to the record, and be made publicly available.
94 24 (3) Provide an opportunity for an informal hearing if
94 25 petitioned by ten or more persons.
94 26 (4) Promulgate a final rule and its effective date, if
94 27 appropriate, based on input from state or local officials, or
94 28 interested parties.
94 29 d. Allow, not later than sixty days after a rule is
94 30 promulgated, any interested person to file a petition in the
94 31 United States district court for the District of Columbia or in
94 32 the federal district court where the interstate commission's
94 33 principal office is located for judicial review of such rule.
94 34 If the court finds that the interstate commission's action is
94 35 not supported by substantial evidence in the rulemaking record,
95 1 the court shall hold the rule unlawful and set it aside. For
95 2 purposes of this lettered paragraph, evidence is substantial
95 3 if it would be considered substantial evidence under the model
95 4 state administrative procedures Act.
95 5 e. If a majority of the legislatures of the compacting
95 6 states rejects a rule, those states may, by enactment of a
95 7 statute or resolution in the same manner used to adopt the
95 8 compact, cause that such rule shall have no further force and
95 9 effect in any compacting state.
95 10 f. The existing rules governing the operation of the
95 11 interstate compact on juveniles superseded by this compact
95 12 shall be null and void twelve months after the first meeting of
95 13 the interstate commission created hereunder.
95 14 g. Upon determination by the interstate commission that
95 15 a state of emergency exists, it may promulgate an emergency
95 16 rule which shall become effective immediately upon adoption,
95 17 provided that the usual rulemaking procedures provided
95 18 hereunder shall be retroactively applied to said rule as soon
95 19 as reasonably possible, but no later than ninety days after the
95 20 effective date of the emergency rule.
95 21 7. Article VII == Oversight, enforcement, and dispute
95 22 resolution by the interstate commission.

95 23 a. Oversight.

95 24 (1) The interstate commission shall oversee the
95 25 administration and operations of the interstate movement of
95 26 juveniles subject to this compact in the compacting states
95 27 and shall monitor such activities being administered in
95 28 noncompacting states which may significantly affect compacting
95 29 states.

95 30 (2) The courts and executive agencies in each compacting
95 31 state shall enforce this compact and shall take all actions
95 32 necessary and appropriate to effectuate the compact's
95 33 purposes and intent. The provisions of this compact and the
95 34 rules promulgated hereunder shall be received by all the
95 35 judges, public officers, commissions, and departments of
96 1 the state government as evidence of the authorized statute
96 2 and administrative rules. All courts shall take judicial
96 3 notice of the compact and the rules. In any judicial or
96 4 administrative proceeding in a compacting state pertaining to
96 5 the subject matter of this compact which may affect the powers,
96 6 responsibilities, or actions of the interstate commission, it
96 7 shall be entitled to receive all service of process in any
96 8 such proceeding, and shall have standing to intervene in the
96 9 proceeding for all purposes.

96 10 b. Dispute resolution.

96 11 (1) The compacting states shall report to the interstate
96 12 commission on all issues and activities necessary for the
96 13 administration of the compact as well as issues and activities
96 14 pertaining to compliance with the provisions of the compact and
96 15 its bylaws and rules.

96 16 (2) The interstate commission shall attempt, upon the
96 17 request of a compacting state, to resolve any disputes or
96 18 other issues which are subject to the compact and which may
96 19 arise among compacting states and between compacting and
96 20 noncompacting states. The commission shall promulgate a rule
96 21 providing for both mediation and binding dispute resolution for
96 22 disputes among the compacting states.

96 23 (3) The interstate commission, in the reasonable exercise
96 24 of its discretion, shall enforce the provisions and rules of
96 25 this compact using any or all means set forth in article XI of

96 26 this compact.
96 27 8. Article VIII == Finance.
96 28 a. The interstate commission shall pay or provide for
96 29 the payment of the reasonable expenses of its establishment,
96 30 organization, and ongoing activities.
96 31 b. The interstate commission shall levy on and collect an
96 32 annual assessment from each compacting state to cover the cost
96 33 of the internal operations and activities of the interstate
96 34 commission and its staff which must be in a total amount
96 35 sufficient to cover the interstate commission's annual budget
97 1 as approved each year. The aggregate annual assessment amount
97 2 shall be allocated based upon a formula to be determined by the
97 3 interstate commission, taking into consideration the population
97 4 of each compacting state and the volume of interstate movement
97 5 of juveniles in each compacting state and shall promulgate a
97 6 rule binding upon all compacting states which governs said
97 7 assessment.
97 8 c. The interstate commission shall not incur any obligations
97 9 of any kind prior to securing the funds adequate to meet the
97 10 same; nor shall the interstate commission pledge the credit of
97 11 any of the compacting states, except by and with the authority
97 12 of the compacting state.
97 13 d. The interstate commission shall keep accurate accounts of
97 14 all receipts and disbursements. The receipts and disbursements
97 15 of the interstate commission shall be subject to the audit
97 16 and accounting procedures established under its bylaws.
97 17 However, all receipts and disbursements of funds handled by the
97 18 interstate commission shall be audited yearly by a certified or
97 19 licensed public accountant and the report of the audit shall
97 20 be included in and become part of the annual report of the
97 21 interstate commission.
97 22 9. Article IX == The state council. Each member state shall
97 23 create a state council for interstate juvenile supervision.
97 24 While each state may determine the membership of its own
97 25 state council, its membership must include at least one
97 26 representative from the legislative, judicial, and executive
97 27 branches of government, victims groups, and the compact
97 28 administrator, deputy compact administrator, or designee.

97 29 Each compacting state retains the right to determine the
97 30 qualifications of the compact administrator or deputy compact
97 31 administrator. Each state council will advise and may exercise
97 32 oversight and advocacy concerning that state's participation
97 33 in interstate commission activities and other duties as may
97 34 be determined by that state, including but not limited to
97 35 development of policy concerning operations and procedures of
98 1 the compact within that state.

98 2 10. Article X == Compacting states, effective date, and
98 3 amendment.

98 4 a. Any state, the District of Columbia, or its designee, the
98 5 Commonwealth of Puerto Rico, the United States Virgin Islands,
98 6 Guam, American Samoa, and the Northern Marianas Islands as
98 7 defined in article II of this compact is eligible to become a
98 8 compacting state.

98 9 b. The compact shall become effective and binding upon
98 10 legislative enactment of the compact into law by no less than
98 11 thirty-five of the states. The initial effective date shall
98 12 be the later of July 1, 2004, or upon enactment into law by
98 13 the thirty-fifth jurisdiction. Thereafter it shall become
98 14 effective and binding as to any other compacting state upon
98 15 enactment of the compact into law by that state. The governors
98 16 of nonmember states or their designees shall be invited to
98 17 participate in the activities of the interstate commission on a
98 18 nonvoting basis prior to adoption of the compact by all states
98 19 and territories of the United States.

98 20 c. The interstate commission may propose amendments to the
98 21 compact for enactment by the compacting states. No amendment
98 22 shall become effective and binding upon the interstate
98 23 commission and the compacting states unless and until it is
98 24 enacted into law by unanimous consent of the compacting states.

98 25 11. Article XI == Withdrawal, default, termination, and
98 26 judicial enforcement.

98 27 a. Withdrawal.

98 28 (1) Once effective, the compact shall continue in force and
98 29 remain binding upon each and every compacting state; provided
98 30 that a compacting state may withdraw from the compact by
98 31 specifically repealing the statute which enacted the compact

98 32 into law.

98 33 (2) The effective date of withdrawal is the effective date
98 34 of the repeal.

98 35 (3) The withdrawing state shall immediately notify the
99 1 chairperson of the interstate commission in writing upon the
99 2 introduction of legislation repealing this compact in the
99 3 withdrawing state. The interstate commission shall notify the
99 4 other compacting states of the withdrawing state's intent to
99 5 withdraw within sixty days of its receipt thereof.

99 6 (4) The withdrawing state is responsible for all
99 7 assessments, obligations, and liabilities incurred through
99 8 the effective date of withdrawal, including any obligations,
99 9 the performance of which extend beyond the effective date of
99 10 withdrawal.

99 11 (5) Reinstatement following withdrawal of any compacting
99 12 state shall occur upon the withdrawing state reenacting the
99 13 compact or upon such later date as determined by the interstate
99 14 commission.

99 15 b. Technical assistance, fines, suspension, termination, and
99 16 default.

99 17 (1) If the interstate commission determines that any
99 18 compacting state has at any time defaulted in the performance
99 19 of any of its obligations or responsibilities under this
99 20 compact, or the bylaws or duly promulgated rules, the
99 21 interstate commission may impose any or all of the following
99 22 penalties:

99 23 (a) Remedial training and technical assistance as directed
99 24 by the interstate commission.

99 25 (b) Alternative dispute resolution.

99 26 (c) Fines, fees, and costs in such amounts as are deemed to
99 27 be reasonable as fixed by the interstate commission.

99 28 (d) Suspension or termination of membership in the compact,
99 29 which shall be imposed only after all other reasonable
99 30 means of securing compliance under the bylaws and rules have
99 31 been exhausted and the interstate commission has therefore
99 32 determined that the offending state is in default. Immediate
99 33 notice of suspension shall be given by the interstate
99 34 commission to the governor, the chief justice or the chief

99 35 judicial officer of the state, the majority and minority
100 1 leaders of the defaulting state's legislature, and the state
100 2 council.

100 3 (2) The grounds for default include, but are not limited to,
100 4 failure of a compacting state to perform such obligations or
100 5 responsibilities imposed upon it by this compact, the bylaws
100 6 or duly promulgated rules, and any other grounds designated in
100 7 commission bylaws and rules.

100 8 (3) The interstate commission shall immediately notify
100 9 the defaulting state in writing of the penalty imposed by the
100 10 interstate commission and of the default pending a cure of
100 11 the default. The commission shall stipulate the conditions
100 12 and the time period within which the defaulting state must
100 13 cure its default. If the defaulting state fails to cure the
100 14 default within the time period specified by the commission,
100 15 the defaulting state shall be terminated from the compact upon
100 16 an affirmative vote of a majority of the compacting states and
100 17 all rights, privileges, and benefits conferred by this compact
100 18 shall be terminated from the effective date of termination.

100 19 (4) Within sixty days of the effective date of termination
100 20 of a defaulting state, the commission shall notify the
100 21 governor, the chief justice or chief judicial officer, the
100 22 majority and minority leaders of the defaulting state's
100 23 legislature, and the state council of such termination.

100 24 (5) The defaulting state is responsible for all
100 25 assessments, obligations, and liabilities incurred through
100 26 the effective date of termination including any obligations,
100 27 the performance of which extends beyond the effective date of
100 28 termination.

100 29 (6) The interstate commission shall not bear any costs
100 30 relating to the defaulting state unless otherwise mutually
100 31 agreed upon in writing between the interstate commission and
100 32 the defaulting state.

100 33 (7) Reinstatement following termination of any compacting
100 34 state requires both a reenactment of the compact by the
100 35 defaulting state and the approval of the interstate commission
101 1 pursuant to the rules.

101 2 c. Judicial enforcement. The interstate commission may,

101 3 by majority vote of the members, initiate legal action in the
101 4 United States district court for the District of Columbia or,
101 5 at the discretion of the interstate commission, in the federal
101 6 district where the interstate commission has its offices, to
101 7 enforce compliance with the provisions of the compact, its duly
101 8 promulgated rules and bylaws, against any compacting state in
101 9 default. In the event judicial enforcement is necessary the
101 10 prevailing party shall be awarded all costs of such litigation
101 11 including reasonable attorney fees.

101 12 d. Dissolution of compact.

101 13 (1) The compact dissolves effective upon the date of the
101 14 withdrawal or default of the compacting state, which reduces
101 15 membership in the compact to one compacting state.

101 16 (2) Upon the dissolution of this compact, the compact
101 17 becomes null and void and shall be of no further force
101 18 or effect, and the business and affairs of the interstate
101 19 commission shall be concluded and any surplus funds shall be
101 20 distributed in accordance with the bylaws.

101 21 12. Article XII == Severability and construction.

101 22 a. The provisions of this compact shall be severable,
101 23 and if any phrase, clause, sentence, or provision is deemed
101 24 unenforceable, the remaining provisions of the compact shall
101 25 be enforceable.

101 26 b. The provisions of this compact shall be liberally
101 27 construed to effectuate its purposes.

101 28 13. Article XIII == Binding effect of compact and other laws.

101 29 a. Other laws.

101 30 (1) Nothing in this compact prevents the enforcement of any
101 31 other law of a compacting state that is not inconsistent with
101 32 this compact.

101 33 (2) All compacting states' laws other than state
101 34 constitutions and other interstate compacts conflicting with
101 35 this compact are superseded to the extent of the conflict.

102 1 b. Binding effect of the compact.

102 2 (1) All lawful actions of the interstate commission,
102 3 including all rules and bylaws promulgated by the interstate
102 4 commission, are binding upon the compacting states.

102 5 (2) All agreements between the interstate commission and

102 6 the compacting states are binding in accordance with their
102 7 terms.
102 8 (3) Upon the request of a party to a conflict over meaning
102 9 or interpretation of interstate commission actions, and upon
102 10 a majority vote of the compacting states, the interstate
102 11 commission may issue advisory opinions regarding such meaning
102 12 or interpretation.
102 13 (4) In the event any provision of this compact exceeds
102 14 the constitutional limits imposed on the legislature of
102 15 any compacting state, the obligations, duties, powers, or
102 16 jurisdiction sought to be conferred by such provision upon
102 17 the interstate commission shall be ineffective and such
102 18 obligations, duties, powers, or jurisdiction shall remain in
102 19 the compacting state and shall be exercised by the agency
102 20 thereof to which such obligations, duties, powers, or
102 21 jurisdiction are delegated by law in effect at the time this
102 22 compact becomes effective.

102 23 DIVISION IX

102 24 MISCELLANEOUS

102 25 Sec. 67. Section 135.12, Code 2009, is amended by striking
102 26 the section and inserting in lieu thereof the following:
102 27 135.12 Office of minority and multicultural health ==
102 28 established == duties.
102 29 1. The office of minority and multicultural health is
102 30 established in the department. The purpose of the office
102 31 is to improve the health of racial and ethnic minorities by
102 32 bridging communication, delivery, and service requirements,
102 33 and by providing customized services and practical approaches
102 34 to problems and issues encountered by organizations and
102 35 communities working to address the needs of these populations.
103 1 2. The office of minority and multicultural health shall be
103 2 responsible for all of the following:
103 3 a. Serving as the liaison and advocate for the department on
103 4 minority and multicultural health matters.

CODE: Changes the duties of the Office of Minority and Multicultural Health in the DPH.

103 5 b. Assisting academic institutions, state agencies,
103 6 community groups, and other entities in institutionalizing
103 7 cultural competency within the health care workforce and
103 8 delivery system through education, training, and practice to
103 9 effectively address cross-cultural disparity and achieve health
103 10 equity.
103 11 c. Promoting community strategic planning.
103 12 d. Reviewing the impact of programs, regulations, and
103 13 health care resource policies on the delivery of and access to
103 14 minority and multicultural health services.

103 15 Sec. 68. Section 237B.1, Code Supplement 2009, is amended
103 16 to read as follows:
103 17 237B.1 Children's centers.
103 18 1. For the purposes of this section, unless the context
103 19 requires otherwise, "children's center" means a privately
103 20 funded facility designed to serve seven or more children at
103 21 any one time who are not under the custody or authority of
103 22 the department of human services, juvenile court, or another
103 23 governmental agency, and that offers one or more of the
103 24 following services:
103 25 a. Child care.
103 26 b. Child care for children with a chronic illness.
103 27 c. Respite care.
103 28 d. Family support services.
103 29 e. Medical equipment.
103 30 f. Therapeutic day programming.
103 31 g. Educational enrichment.
103 32 h. Housing.
103 33 2. a. A children's center shall not operate without a
103 34 license issued by the department of human services.
103 35 b. The department of human services shall consult with the
104 1 department of inspections and appeals, department of education,
104 2 Iowa department of public health, state fire marshal, and
104 3 community-based providers of services to children in adopting
104 4 rules establishing certification or licensing standards for
104 5 children's centers.

CODE: Requires the DHS to establish standards relating to child care centers that serve seven or more children and that offer various types of child care, family support, medical equipment, and housing services.

104 6 c. The department shall not issue a license for the
104 7 operation of a children's center unless the department has
104 8 performed an inspection and other checks to ensure the center
104 9 is in compliance with the standards adopted by the department.
104 10 The amount of the license fee for a children's center shall be
104 11 determined by the department, not to exceed the department's
104 12 actual costs to ensure compliance with the standards. License
104 13 fees shall be considered repayment receipts as defined in
104 14 section 8.2.
104 15 3. a. In establishing the initial and subsequent
104 16 standards, the department of human services shall review other
104 17 certification and licensing standards that are applicable
104 18 to the centers. The ~~standards established by the~~
104 19 department established standards shall be based upon existing
104 20 state regulatory requirements that apply to services most
104 21 similar to the services provided by the children's centers
104 22 and shall be broad facility standards for the protection of
104 23 children's safety.
104 24 b. The department shall also apply criminal and abuse
104 25 registry background check requirements for the persons who own,
104 26 operate, staff, participate in, or otherwise have contact with
104 27 the children receiving services from a children's center. The
104 28 background check requirements shall be substantially equivalent
104 29 to those applied under chapter 237 for a child foster care
104 30 facility provider.
104 31 c. ~~The~~ Except as necessary to ensure the health and safety
104 32 of the children receiving services in a children's center,
104 33 the department of human services shall not establish program
104 34 standards or other requirements under this section involving
104 35 program development or oversight of the programs provided to
105 1 the children served by children's centers.

105 2 Sec. 69. Section 453A.35, subsection 1, Code Supplement
105 3 2009, is amended to read as follows:
105 4 1. The proceeds derived from the sale of stamps and the
105 5 payment of taxes, fees, and penalties provided for under this
105 6 chapter, and the permit fees received from all permits issued

CODE: Reduces the transfer from the General Fund to the HCTF
from \$117,796,000 to \$106,016,400,

DETAIL: This is a decrease of \$11,779,600 compared to the FY 2010
transfer.

105 7 by the department, shall be credited to the general fund of
 105 8 the state. However, of the revenues generated from the tax on
 105 9 cigarettes pursuant to section 453A.6, subsection 1, and from
 105 10 the tax on tobacco products as specified in section 453A.43,
 105 11 subsections 1, 2, 3, and 4, and credited to the general fund
 105 12 of the state under this subsection, there is appropriated,
 105 13 annually, to the health care trust fund created in section
 105 14 453A.35A, the first one hundred ~~seventeen~~ six million ~~seven~~
 105 15 ~~hundred ninety-six~~ sixteen thousand four hundred dollars.

105 16 Sec. 70. Section 692A.115, Code Supplement 2009, is amended
 105 17 to read as follows:

105 18 692A.115 Employment where dependent adults reside.
 105 19 1. A ~~Unless authorized as provided in subsection 2,~~ a sex
 105 20 offender shall not be an employee of a facility providing
 105 21 services for dependent adults or at events where dependent
 105 22 adults participate in programming and shall not loiter on the
 105 23 premises or grounds of a facility or at an event providing such
 105 24 services or programming.

105 25 2. An adult sex offender who is a patient or resident
 105 26 of a health care facility as defined in section 135C.1,
 105 27 a participant in a medical assistance program home and
 105 28 community-based services waiver program, or a participant in a
 105 29 medical assistance state plan employment services as part of
 105 30 the participant's habilitation plan shall not be considered to
 105 31 be in violation of subsection 1.

105 32 Sec. 71. 2010 Iowa Acts, Senate File 2088, section 361,
 105 33 subsection 2, if enacted, is amended to read as follows:

105 34 2. If a provision of this Act or another enactment of
 105 35 the Eighty-third General Assembly repeals section 135.173
 106 1 and creates the early childhood Iowa state board in new
 106 2 Code chapter 256I, the early childhood Iowa state board
 106 3 shall fulfill the responsibilities assigned to the early
 106 4 childhood Iowa council in subsection 1 and the department of
 106 5 education ~~management~~ shall propose corrective legislation for

CODE: Exempts certain residents of certain health care facilities, persons eligible for the home and community-based services waiver program, and participants in a Medicaid employment service program from the sex offender facility employee limitation.

CODE: Changes the statutory reference in SF 2088 (Government Reorganization and Efficiency Act) to specify the DOM as the lead agency for Empowerment and not the Department of Education.

106 6 the provisions of this division of this Act in accordance with
106 7 section 2.16 for consideration by the Eighty-fourth General
106 8 Assembly, 2011 Regular Session.

106 9 EXPLANATION

106 10 This bill relates to and makes appropriations for health
106 11 and human services for fiscal year 2010=2011 to the department
106 12 of veterans affairs, the Iowa veterans home, the department on
106 13 aging, the department of public health, Iowa finance authority,
106 14 state board of regents, department of inspections and appeals,
106 15 and the department of human services. The bill is organized
106 16 into divisions.

106 17 DEPARTMENT ON AGING. This division appropriates funding
106 18 from the general fund of the state for the department on aging.

106 19 DEPARTMENT OF PUBLIC HEALTH. This division appropriates
106 20 funding from the general fund of the state for the department
106 21 of public health.

106 22 DEPARTMENT OF VETERANS AFFAIRS. This division appropriates
106 23 funding from the general fund of the state for the department
106 24 of veterans affairs.

106 25 DEPARTMENT OF HUMAN SERVICES. The division appropriates
106 26 funding from the general fund of the state and the federal
106 27 temporary assistance for needy families block grant to the
106 28 department of human services. The allocation for the family
106 29 development and self-sufficiency grant program is made directly
106 30 to the department of human rights.

106 31 An appropriation is made from the health care trust fund for
106 32 the medical assistance (Medicaid) program in addition to the
106 33 general fund appropriation made for this purpose.

106 34 The department is required to establish a transition
106 35 committee to develop a plan for improving coordination
107 1 and integration of mental health services and outcomes for
107 2 children, as well as alignment of the services and outcomes
107 3 with the child welfare system. Among other provisions, the
107 4 plan is required to address transitioning administration of the
107 5 remedial services program from a fee-for-service approach to
107 6 the Iowa plan, using the behavioral health managed care plan.

107 7 The committee is required to include various departmental
107 8 staff, the Iowa plan administrator, and providers and complete
107 9 the plan by December 31, 2010. The department may implement
107 10 the plan if it determines the plan meets legislative intent.
107 11 The reimbursement section addresses reimbursement for
107 12 providers reimbursed by the department of human services.
107 13 SENIOR LIVING TRUST FUND, PHARMACEUTICAL SETTLEMENT
ACCOUNT,
107 14 IOWACARE ACCOUNT, HEALTH CARE TRANSFORMATION ACCOUNT, AND
107 15 MEDICAID FRAUD ACCOUNT. This division makes appropriations
107 16 for fiscal year 2009=2010 from the senior living trust fund to
107 17 the department on aging, the department of human services, the
107 18 department of inspections and appeals, and the Iowa finance
107 19 authority. The appropriation to the department of inspections
107 20 and appeals is made from the Medicaid fraud account.
107 21 The division makes an appropriation from the pharmaceutical
107 22 settlement account to the department of human services to
107 23 supplement the medical contracts appropriation.
107 24 The division makes appropriations from the IowaCare
107 25 account to the state board of regents for distribution to the
107 26 university of Iowa hospitals and clinics and to the department
107 27 of human services for distribution to a publicly owned acute
107 28 care teaching hospital in a county with a population over
107 29 350,000 related to the IowaCare program and indigent care. The
107 30 division makes an appropriation to the department of human
107 31 services from the health care transformation account for
107 32 various health care reform initiatives.
107 33 The division provides that if the total amount appropriated
107 34 from all sources for the medical assistance program for fiscal
107 35 year 2009=2010 exceeds the amount needed, the excess remains
108 1 available to be used for the program in the succeeding fiscal
108 2 year.
108 3 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING == FISCAL YEAR
108 4 2010=2011. This division allocates the appropriation made in
108 5 2009 Iowa Acts, chapter 179, for distribution to counties for
108 6 adult mental illness, mental retardation, and developmental
108 7 disabilities services allowed growth for fiscal year 2010=2011.
108 8 PRIOR APPROPRIATIONS AND RELATED CHANGES. This

108 9 division revises previously enacted appropriations and
108 10 appropriations=related provisions.
108 11 Under current law, Code section 135.105A authorizes the
108 12 expenditure of repayment receipts for lead training and
108 13 certification fees collected by the department of public
108 14 health. The bill requires the fees collected to be used for
108 15 any of the department's duties pertaining to the lead abatement
108 16 program, including but not limited to the costs of full-time
108 17 equivalent positions for lead training and certification
108 18 program services and investigations. The section applies to
108 19 any fees collected under Code section 135.105A during or after
108 20 fiscal year 2009=2010.
108 21 Code section 231.24, providing for regulation and
108 22 certification of retirement communities by the department
108 23 on aging, is amended to authorize the department to defer
108 24 implementation of the regulation as determined by the
108 25 department's director.
108 26 Code section 231.33, relating to the duties of the area
108 27 agencies on aging, is amended to eliminate a requirement for
108 28 an agency to require the annual completion by agency board of
108 29 directors members of four hours of training, provided by the
108 30 department on aging.
108 31 A requirement in 2008 Iowa Acts, chapter 1040, for the
108 32 department on aging to implement the initial provisions for
108 33 expanding and improving the training of those who deal with
108 34 persons with Alzheimer's and similar forms of irreversible
108 35 dementia by July 1, 2010, is instead made contingent upon the
109 1 availability of funding as determined by the department's
109 2 director.
109 3 A pilot project authorized in an amendment to 2008 Iowa
109 4 Acts, chapter 1187, for a regional service network for county
109 5 MH/MR/DD services, through June 30, 2010, is extended for an
109 6 additional year.
109 7 A nonreversion provision in 2008 Iowa Acts, chapter 1187,
109 8 section 68, in an appropriation for the Vietnam Conflict
109 9 veterans bonus fund is extended for an additional year through
109 10 fiscal year 2010=2011.
109 11 A nonreversion provision in 2008 Iowa Acts, chapter 1187,

109 12 section 69, in an appropriation made for the injured veterans
109 13 grant program is extended for an additional year through fiscal
109 14 year 2010=2011.
109 15 The fiscal year 2010=2011 amount of a multiyear
109 16 appropriation made to the department of human services in 2008
109 17 Iowa Acts, chapter 1188, to cover children under the medical
109 18 assistance, hawk=i, and hawk=i expansion programs and outreach
109 19 under the programs, is reduced.
109 20 An initiative in 2008 Iowa Acts, chapter 1188, requiring the
109 21 department of public health to establish a community coalition
109 22 for addressing patient treatment wishes based on the national
109 23 physicians orders for life sustaining treatment program, is
109 24 amended to eliminate the two=year period for the pilot and to
109 25 delay the completion date from June 30, 2010, to June 30, 2012.
109 26 A provision in 2009 Iowa Acts, chapter 118, section 38,
109 27 for the department of human services to adopt rules making
109 28 various process changes to the Medicaid program, is amended by
109 29 striking a requirement to extend the period for annual renewal
109 30 by program members by mailing the renewal form to the member on
109 31 the first day of the month prior to the month of renewal.
109 32 The fiscal year 2009=2010 appropriation to the Iowa veterans
109 33 home in 2009 Iowa Acts, chapter 182, section 3, is subject to
109 34 an existing nonreversion clause in Code section 35D.18. The
109 35 nonreversion authorization is modified to provide to designate
110 1 the first \$1 million for use by the veterans home, the next
110 2 \$1 million to be transferred to the appropriation made to the
110 3 department of human services for fiscal year 2010=2011 for
110 4 field operations, and the remainder for use by the veterans
110 5 home.
110 6 The 2009 Iowa Acts, chapter 182, section 5, fiscal year
110 7 2009=2010 appropriations of the federal Temporary Assistance
110 8 for Needy Families block grant is amended to provide that
110 9 unused funds remaining at the close of the fiscal year do not
110 10 revert but remain available in the succeeding fiscal year for
110 11 expenditure for the family investment program.
110 12 A provision in 2009 Iowa Acts, chapter 182, section 9,
110 13 appropriation for the Medicaid program that provides that
110 14 moneys remitted by the third party administering behavioral

110 15 health services and remaining in a separate account do not
110 16 revert but remain available for appropriation for health and
110 17 human purposes, is amended. The amendment continues to set
110 18 aside funding previously appropriated for implementation of the
110 19 emergency mental health crisis services and system, a mental
110 20 health services system for children or youth, and training of
110 21 child welfare services providers with the remainder of the
110 22 funds to be used for the Medicaid program.

110 23 The fiscal year 2009=2010 appropriation for the state
110 24 supplementary assistance program in 2009 Iowa Acts, chapter
110 25 182, section 12, is amended to include a nonreversion clause
110 26 providing that moneys remaining at the close of the fiscal year
110 27 will remain available to be used for the same purpose in the
110 28 succeeding fiscal year.

110 29 An allocation in 2009 Iowa Acts, chapter 182, section 14,
110 30 for a grant to a neighborhood affordable housing and services
110 31 organization for child development programming for the children
110 32 residing in the housing is amended to provide that the grant
110 33 funding does not revert at the close of fiscal year 2009=2010
110 34 but remains available until expended.

110 35 The amount of an appropriation from the IowaCare account
111 1 made in 2009 Iowa Acts, chapter 182, section 48, for
111 2 distribution to a publicly owned acute care hospital is
111 3 increased, with distribution above a certain amount made
111 4 subject to submission of actual and adjudicated claims.

111 5 A provision relating to development of a statewide
111 6 methodology for intellectual disabilities waiver slots is
111 7 included for implementation beginning July 1, 2010.

111 8 This division takes effect upon enactment.

111 9 INTERSTATE COMPACT FOR JUVENILES. This division replaces
111 10 the interstate compact on juveniles with a new interstate
111 11 compact for juveniles.

111 12 Code chapter 232, the juvenile justice code, is amended
111 13 to enact a new interstate compact for juveniles in new Code
111 14 section 232.173. The compact addresses how adjudicated
111 15 juveniles and status offenders are provided adequate
111 16 supervision and services in the states receiving the juveniles,
111 17 provides for addressing public safety concerns, provides for

111 18 returning juveniles who have run away, absconded, escaped, or
111 19 are accused of an offense requesting their return, provides for
111 20 contracting between states for cooperative institutionalization
111 21 of delinquent youth who need special services, provides for
111 22 effective tracking and supervision, provides for equitably
111 23 allocating costs, benefits, and obligations between the states,
111 24 and other similar related purposes.
111 25 The means for achieving the purposes outlined in the
111 26 compact is through rulemaking promulgated by the interstate
111 27 commission for juveniles, consisting of one representative from
111 28 each compacting state. A rule promulgated by the interstate
111 29 commission may be rejected if a majority of the compacting
111 30 states rejects the rule. The expenses of the interstate
111 31 commission are paid by assessing the compacting states
111 32 according to a formula to be adopted by the commission. Each
111 33 state is to create a state council consisting of specified
111 34 interests to provide oversight of the state's involvement in
111 35 the interstate commission. The state has the authority to
112 1 determine the qualifications of the compact administrator or
112 2 deputy compact administrator and to designate the state's
112 3 representative on the interstate commission.
112 4 The terms of the current compact took effect for the
112 5 compacting states in the fall of 2009 when the 35th state
112 6 approved entering the compact. The new compact replaces the
112 7 interstate compact on juveniles in Code section 232.171, which
112 8 is repealed by the bill. Code section 232.172, relating to
112 9 confinement of juvenile delinquents, is amended to provide that
112 10 for states that have approved the new compact, confinement is
112 11 governed by the new compact and for states that were part of
112 12 the compact being replaced, confinement is governed by terms of
112 13 that compact.
112 14 MISCELLANEOUS. This division includes miscellaneous
112 15 statutory changes.
112 16 Code section 135.12 is stricken and rewritten to replace
112 17 the office of multicultural health in the department of public
112 18 health with an office of minority and multicultural health.
112 19 Code section 237B.1, relating to children's centers designed
112 20 to serve seven or more children at one time who are not under

112 21 the custody or authority of the department of human services,
112 22 juvenile court, or another governmental agency and that offer
112 23 various types of child care, family, medical equipment, and
112 24 housing services, is amended to require licensing by the
112 25 department of human services. The department is required to
112 26 adopt rules establishing standards. License fee amounts are
112 27 to be based on the costs to ensure compliance and the fees are
112 28 considered repayment receipts and reserved for expenditure by
112 29 the department.

112 30 Code section 435A.35, relating to proceeds of tobacco
112 31 taxes and fees paid to the general fund and the standing
112 32 appropriation to the health care trust fund, is amended to
112 33 reduce the amount of the standing appropriation to the trust
112 34 fund.

112 35 Code section 692A.115, prohibiting persons on the sex
113 1 offender registry from employment in facilities providing
113 2 services for dependent adults, is amended to allow such
113 3 employment for adult offenders who are patients or residents
113 4 of a health care facility, participants in a Medicaid program
113 5 waiver program, or participants in Medicaid program state plan
113 6 employment services as part of the participant's habilitation
113 7 plan.

113 8 LSB 5091HV (1) 83

113 9 pf/jp

Summary Data

General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Health and Human Services	\$ 1,170,143,950	\$ 1,122,676,782	\$ 1,326,620,074	\$ 954,340,874	\$ -168,335,908	
Unassigned Standings	<u>0</u>	<u>0</u>	<u>0</u>	<u>-11,779,600</u>	<u>-11,779,600</u>	
Grand Total	<u>\$ 1,170,143,950</u>	<u>\$ 1,122,676,782</u>	<u>\$ 1,326,620,074</u>	<u>\$ 942,561,274</u>	<u>\$ -180,115,508</u>	

Health and Human Services General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
<u>Aging, Dept. on</u>						
Aging, Dept. on						
Aging Programs	\$ 5,274,444	\$ 4,462,407	\$ 4,462,407	\$ 4,662,988	\$ 200,581	PG 1 LN 8
Total Aging, Dept. on	<u>\$ 5,274,444</u>	<u>\$ 4,462,407</u>	<u>\$ 4,462,407</u>	<u>\$ 4,662,988</u>	<u>\$ 200,581</u>	
<u>Public Health, Dept. of</u>						
Public Health, Dept. of						
Addictive Disorders	\$ 3,035,917	\$ 25,787,250	\$ 28,414,782	\$ 28,974,840	\$ 3,187,590	PG 2 LN 35
Healthy Children and Families	2,584,835	2,024,250	2,353,517	2,693,467	669,217	PG 5 LN 8
Chronic Conditions	2,169,991	2,480,612	2,802,255	3,688,908	1,208,296	PG 6 LN 13
Community Capacity	1,722,362	3,705,162	3,728,162	5,503,037	1,797,875	PG 7 LN 12
Elderly Wellness	9,095,475	7,511,201	8,345,779	8,045,779	534,578	PG 10 LN 35
Environmental Hazards	721,737	900,352	965,950	900,352	0	PG 11 LN 10
Infectious Diseases	2,795,546	1,467,595	1,605,967	1,475,095	7,500	PG 11 LN 18
Public Protection	3,115,215	3,212,987	3,236,235	3,212,987	0	PG 11 LN 24
Resource Management	1,194,098	956,265	956,265	956,265	0	PG 12 LN 11
Total Public Health, Dept. of	<u>\$ 26,435,176</u>	<u>\$ 48,045,674</u>	<u>\$ 52,408,912</u>	<u>\$ 55,450,730</u>	<u>\$ 7,405,056</u>	
<u>Human Services, Dept. of</u>						
Toledo Juvenile Home						
Licensed Classroom Teachers	\$ 0	\$ 103,950	\$ 103,950	\$ 103,950	\$ 0	
General Administration						
General Administration	\$ 16,848,360	\$ 13,727,271	\$ 13,727,271	\$ 15,352,271	\$ 1,625,000	PG 50 LN 11
Field Operations						
Child Support Recoveries	\$ 15,082,461	\$ 12,078,414	\$ 12,078,414	\$ 11,827,414	\$ -251,000	PG 23 LN 6
Field Operations	69,234,591	56,729,548	56,729,548	53,107,624	-3,621,924	PG 49 LN 33
Total Field Operations	<u>\$ 84,317,052</u>	<u>\$ 68,807,962</u>	<u>\$ 68,807,962</u>	<u>\$ 64,935,038</u>	<u>\$ -3,872,924</u>	
Toledo Juvenile Home						
Toledo Juvenile Home	\$ 7,591,274	\$ 6,079,283	\$ 6,189,283	\$ 6,977,599	\$ 898,316	PG 35 LN 14
Eldora Training School						
Eldora Training School	\$ 12,045,087	\$ 9,646,008	\$ 9,536,008	\$ 10,851,062	\$ 1,205,054	PG 35 LN 19
Cherokee CCUSO						
Civil Commit. Unit for Sex Offenders	\$ 6,701,758	\$ 6,174,184	\$ 6,174,184	\$ 6,632,660	\$ 458,476	PG 49 LN 10

Health and Human Services General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Cherokee						
Cherokee MHI	\$ 6,109,285	\$ 4,892,468	\$ 4,892,468	\$ 5,221,979	\$ 329,511	PG 44 LN 7
Clarinda						
Clarinda MHI	\$ 7,298,531	\$ 5,604,601	\$ 5,604,601	\$ 6,139,698	\$ 535,097	PG 44 LN 12
Independence						
Independence MHI	\$ 10,693,858	\$ 8,553,210	\$ 8,553,210	\$ 9,590,653	\$ 1,037,443	PG 44 LN 17
Mt Pleasant						
Mt Pleasant MHI	\$ 2,023,008	\$ 1,614,663	\$ 1,614,663	\$ 1,613,175	\$ -1,488	PG 44 LN 22
Glenwood						
Glenwood Resource Center	\$ 18,903,764	\$ 15,808,438	\$ 15,489,063	\$ 14,982,839	\$ -825,599	PG 45 LN 5
Woodward						
Woodward Resource Center	\$ 12,561,726	\$ 9,786,280	\$ 9,703,456	\$ 9,312,271	\$ -474,009	PG 45 LN 8
Assistance						
Family Investment Program/JOBS	\$ 42,060,901	\$ 31,133,430	\$ 31,735,539	\$ 31,735,539	\$ 602,109	PG 21 LN 34
Medical Assistance	593,302,330	610,096,134	790,982,609	418,921,344	-191,174,790	PG 24 LN 20
Health Insurance Premium Payment	570,924	457,210	457,210	457,210	0	PG 30 LN 27
Medical Contracts	13,953,067	12,286,353	10,413,090	9,683,668	-2,602,685	PG 31 LN 4
State Supplementary Assistance	18,332,214	16,457,833	18,259,235	18,259,235	1,801,402	PG 31 LN 19
State Children's Health Insurance	13,660,852	13,166,847	23,637,040	23,637,040	10,470,193	PG 32 LN 15
Child Care Assistance	40,483,732	32,547,464	32,768,964	32,325,964	-221,500	PG 33 LN 1
Child and Family Services	88,971,729	81,532,306	80,425,523	79,593,023	-1,939,283	PG 35 LN 30
Adoption Subsidy	33,656,339	31,395,307	34,202,696	31,856,896	461,589	PG 41 LN 31
Family Support Subsidy	1,907,312	1,522,998	1,522,998	1,167,998	-355,000	PG 43 LN 5
Connors Training	41,984	33,622	33,622	33,622	0	PG 43 LN 26
MI/MR/DD State Cases	13,067,178	10,295,207	10,295,207	10,295,207	0	PG 46 LN 9
MH/DD Community Services	18,017,890	14,211,100	14,211,100	14,211,100	0	PG 47 LN 1
Volunteers	105,717	84,660	84,660	84,660	0	PG 51 LN 23
Pregnancy Counseling	197,000	71,688	71,688	0	-71,688	
MH/DD Growth Factor	54,081,310	48,697,893	48,697,893	48,697,893	0	PG 69 LN 1
Medical Assistance, Hawk-i, Hawk-i Expansion	4,728,000	3,786,301	10,049,532	10,049,532	6,263,231	PG 76 LN 7
Total Assistance	<u>\$ 937,138,479</u>	<u>\$ 907,776,353</u>	<u>\$ 1,107,848,606</u>	<u>\$ 731,009,931</u>	<u>\$ -176,766,422</u>	
Total Human Services, Dept. of	<u>\$ 1,122,232,182</u>	<u>\$ 1,058,574,671</u>	<u>\$ 1,258,244,725</u>	<u>\$ 882,723,126</u>	<u>\$ -175,851,545</u>	

Health and Human Services General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
<u>Veterans Affairs, Dept. of</u>						
Veterans Affairs, Department of						
General Administration	\$ 1,199,329	\$ 960,453	\$ 960,453	\$ 960,453	\$ 0	PG 12 LN 30
War Orphans Educational Assistance	25,785	12,731	12,731	12,731	0	PG 13 LN 14
Veterans County Grants	585,599	990,000	900,000	900,000	-90,000	PG 13 LN 19
Total Veterans Affairs, Department of	<u>\$ 1,810,713</u>	<u>\$ 1,963,184</u>	<u>\$ 1,873,184</u>	<u>\$ 1,873,184</u>	<u>\$ -90,000</u>	
Veterans Affairs, Dept. of						
Iowa Veterans Home	\$ 14,391,435	\$ 9,630,846	\$ 9,630,846	\$ 9,630,846	\$ 0	PG 13 LN 2
Total Veterans Affairs, Dept. of	<u>\$ 16,202,148</u>	<u>\$ 11,594,030</u>	<u>\$ 11,504,030</u>	<u>\$ 11,504,030</u>	<u>\$ -90,000</u>	
Total Health and Human Services	<u>\$ 1,170,143,950</u>	<u>\$ 1,122,676,782</u>	<u>\$ 1,326,620,074</u>	<u>\$ 954,340,874</u>	<u>\$ -168,335,908</u>	

Unassigned Standings

General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
<u>Treasurer of State</u>						
Treasurer of State						
Health Care Trust Fund Decrease	\$ 0	\$ 0	\$ 0	\$ -11,779,600	\$ -11,779,600	PG 105 LN 2
Total Treasurer of State	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ -11,779,600</u>	<u>\$ -11,779,600</u>	
Total Unassigned Standings	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ -11,779,600</u></u>	<u><u>\$ -11,779,600</u></u>	

Summary Data

Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Health and Human Services	\$ 556,051,804	\$ 460,158,816	\$ 444,591,109	\$ 470,007,060	\$ 9,848,244	
Grand Total	<u>\$ 556,051,804</u>	<u>\$ 460,158,816</u>	<u>\$ 444,591,109</u>	<u>\$ 470,007,060</u>	<u>\$ 9,848,244</u>	

Health and Human Services Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
<u>Aging, Dept. on</u>						
Aging, Dept. on						
Seamless computer system	\$ 0	\$ 200,000	\$ 0	\$ 0	\$ -200,000	
Elder Affairs Operations-SLTF	8,486,698	8,486,698	8,486,698	8,486,698	0	PG 59 LN 26
Total Aging, Dept. on	\$ 8,486,698	\$ 8,686,698	\$ 8,486,698	\$ 8,486,698	\$ -200,000	
<u>Public Health, Dept. of</u>						
Public Health, Dept. of						
Community Capacity-FRRF	\$ 0	\$ 500,000	\$ 0	\$ 0	\$ -500,000	
Healthy Aging-FRRF	0	700,000	0	0	-700,000	
Resource Management-FRRF	0	1,800,000	0	0	-1,800,000	
Ad. Dis.-Substance Abuse Treatment-GTF	2,215,000	0	0	0	0	
Ad. Dis.-Gambling Treatment Prog.-GTF	5,068,101	0	0	0	0	
Ad. Dis.-Tobacco Use Prev.-HITT	6,928,265	0	0	0	0	
Ad. Dis.-Sub. Abuse Treatment-HITT	13,800,000	0	0	0	0	
Ad. Dis.-Sub. Abuse Prev. for Kids-HITT	1,050,000	0	0	0	0	
Chr. Con.-PKU Assistance-HITT	100,000	0	0	0	0	
Chr. Con.-Iowa Stillbirth Eval.-HITT	26,000	0	0	0	0	
Chr. Con.-AIDS Drug Assist. Prog.-HITT	275,000	0	0	0	0	
Healthy Iowans 2010-HITT	2,509,960	0	0	0	0	
Epilepsy Education-HITT	100,000	0	0	0	0	
Addictive Disorders-HCTF	3,178,713	2,473,823	2,473,823	0	-2,473,823	
Healthy Children and Families-HCTF	664,262	444,217	444,217	0	-444,217	
Chronic Conditions-HCTF	1,158,187	899,297	899,297	0	-899,297	
Community Capacity-HCTF	2,775,635	2,448,456	2,448,456	0	-2,448,456	
Total Public Health, Dept. of	\$ 39,849,123	\$ 9,265,793	\$ 6,265,793	\$ 0	\$ -9,265,793	

Health and Human Services Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Human Services, Dept. of						
General Administration						
FIP-TANF	\$ 26,101,513	\$ 28,584,403	\$ 36,797,711	\$ 24,376,341	\$ -4,208,062	PG 14 LN 19
Promise Jobs-TANF	13,334,528	13,026,796	13,084,528	12,411,528	-615,268	PG 14 LN 23
FaDDS-TANF	2,998,675	2,448,980	2,448,980	2,898,980	450,000	PG 15 LN 3
Field Operations-TANF	18,507,495	21,659,136	21,659,136	31,296,232	9,637,096	PG 15 LN 14
General Administration-TANF	3,744,000	3,744,000	3,744,000	3,744,000	0	PG 15 LN 16
Local Admin. Cost-TANF	2,189,830	1,094,915	1,094,915	0	-1,094,915	
State Day Care-TANF	18,986,177	18,986,177	12,382,687	16,382,687	-2,603,490	PG 15 LN 18
MH/DD Comm. Services-TANF	4,894,052	4,894,052	4,894,052	4,894,052	0	PG 15 LN 34
Child & Family Services-TANF	32,084,430	32,084,430	32,084,430	32,084,430	0	PG 16 LN 2
Child Abuse Prevention-TANF	250,000	125,000	125,000	125,000	0	PG 16 LN 4
Training & Technology-TANF	1,037,186	1,037,186	1,037,186	1,037,186	0	PG 16 LN 23
0-5 Children-TANF	7,350,000	6,850,000	6,850,000	6,350,000	-500,000	PG 16 LN 27
General Administration-DHSRF	0	1,500,000	0	0	-1,500,000	
Child Care Direct Assistance-TANF	8,900,000	6,845,000	0	0	-6,845,000	
FIP Emergency ARRA- TANF	0	0	23,119,822	17,678,279	17,678,279	PG 17 LN 3
Total General Administration	<u>\$ 140,377,886</u>	<u>\$ 142,880,075</u>	<u>\$ 159,322,447</u>	<u>\$ 153,278,715</u>	<u>\$ 10,398,640</u>	
Field Operations						
Field Operations-FRRF	\$ 0	\$ 680,596	\$ 0	\$ 0	\$ -680,596	
Field Operations-DHSRF	0	8,386,761	0	0	-8,386,761	
Total Field Operations	<u>\$ 0</u>	<u>\$ 9,067,357</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ -9,067,357</u>	
Toledo Juvenile Home						
Toledo-DHSRF	\$ 0	\$ 836,515	\$ 0	\$ 0	\$ -836,515	
Eldora Training School						
Eldora-DHSRF	\$ 0	\$ 1,327,300	\$ 0	\$ 0	\$ -1,327,300	
Cherokee CCUSO						
CCUSO-DHSRF	\$ 0	\$ 503,554	\$ 0	\$ 0	\$ -503,554	
Cherokee						
Cherokee MHI-DHSRF	\$ 0	\$ 673,209	\$ 0	\$ 0	\$ -673,209	
Clarinda						
Clarinda MHI-DHSRF	\$ 0	\$ 804,256	\$ 0	\$ 0	\$ -804,256	

Health and Human Services Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Independence						
Independence MHI-DHSRF	\$ 0	\$ 1,177,799	\$ 0	\$ 0	\$ -1,177,799	
Mt Pleasant						
Mt Pleasanat MHI-DHSRF	\$ 0	\$ 222,694	\$ 0	\$ 0	\$ -222,694	

Health and Human Services Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Assistance						
Pregnancy Prevention-TANF	\$ 1,930,067	\$ 1,327,878	\$ 1,327,878	\$ 1,930,067	\$ 602,189	PG 16 LN 6
Medical Supplemental-SLTF	111,753,195	17,686,827	37,740,908	39,080,435	21,393,608	PG 61 LN 23
Medical Contracts-Pharm. Settlement	1,323,833	1,323,833	3,298,191	4,027,613	2,703,780	PG 62 LN 1
Broadlawns Hospital-ICA	46,000,000	46,000,000	46,000,000	51,000,000	5,000,000	PG 64 LN 23
State Hospital-Cherokee-ICA	3,164,766	0	0	0	0	
State Hospital-Clarinda-ICA	687,779	0	0	0	0	
State Hospital-Independence-ICA	3,146,494	0	0	0	0	
State Hospital-Mt Pleasant-ICA	2,000,961	0	0	0	0	
Medical Examinations-HCTA	556,800	556,800	556,800	556,800	0	PG 67 LN 2
Medical Information Hotline-HCTA	150,000	100,000	100,000	100,000	0	PG 67 LN 5
Health Partnership Activities-HCTA	900,000	600,000	600,000	600,000	0	PG 67 LN 8
Audits, Perf. Eval., Studies-HCTA	400,000	125,000	125,000	125,000	0	PG 67 LN 11
IowaCare Admin. Costs-HCTA	1,132,412	1,132,412	1,132,412	1,132,412	0	PG 67 LN 14
Dental Home for Children-HCTA	1,000,000	1,000,000	1,000,000	1,000,000	0	PG 67 LN 16
Mental Health Trans. Pilot-HCTA	250,000	0	0	0	0	
MH/DD Workforce Development-HCTA	500,000	50,000	50,000	50,000	0	PG 67 LN 20
Medical Assistance-HCTF	114,351,496	100,650,740	100,650,740	108,615,078	7,964,338	PG 24 LN 12
MH/MR/DD Growth-HCTF	7,553,010	0	0	0	0	
General Administration-HITT	274,000	0	0	0	0	
POS Provider Increase-HITT	146,750	0	0	0	0	
Other Service Providers Inc.-HITT	182,381	0	0	0	0	
Child and Family Services-HITT	3,786,677	0	0	0	0	
Broadlawns Admin-HCTA	230,000	290,000	290,000	290,000	0	PG 67 LN 27
Medical Contracts-HCTA	0	1,300,000	1,300,000	1,300,000	0	PG 67 LN 25
Medical Assistance-FRRF	0	6,237,173	0	0	-6,237,173	
Covering All Kids-FRRF	0	6,263,231	0	0	-6,263,231	
MH Risk Pool-FRRF	0	10,000,000	0	0	-10,000,000	
Child and Family Services-FRRF	0	2,500,000	0	0	-2,500,000	
Volunteer Health Care-FRRF	0	20,000	0	0	-20,000	
Health Insurance Pilot-FRRF	0	400,000	0	0	-400,000	
MH Property Tax Replacment-FRRF	0	10,480,000	0	0	-10,480,000	
MH/MR State Cases-DHSRF	0	325,430	0	0	-325,430	
MH PTRF Medical Asst.	624,000	0	0	0	0	
Nonparticipating Provider Reimbursement - IowaC:	0	0	0	2,000,000	2,000,000	PG 66 LN 20
FQHC - ICA	0	0	0	6,000,000	6,000,000	PG 66 LN 8
Total Assistance	\$ 302,044,621	\$ 208,369,324	\$ 194,171,929	\$ 217,807,405	\$ 9,438,081	
Total Human Services, Dept. of	\$ 442,422,507	\$ 365,862,083	\$ 353,494,376	\$ 371,086,120	\$ 5,224,037	

Health and Human Services Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
<u>Veterans Affairs, Dept. of</u>						
Veterans Affairs, Department of						
County Veterans Grant - Merchant Marine	\$ 0	\$ 0	\$ 0	\$ 90,000	\$ 90,000	PG 13 LN 29
Total Veterans Affairs, Dept. of	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 90,000</u>	<u>\$ 90,000</u>	
<u>Inspections & Appeals, Dept. of</u>						
Inspections and Appeals, Dept. of						
Assisted Living/Adult Day Care-SLTF	\$ 1,339,527	\$ 1,339,527	\$ 1,339,527	\$ 0	\$ -1,339,527	
Assisted Living/Adult Day Care- MFA	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,339,527</u>	<u>1,339,527</u>	PG 68 LN 9
Total Inspections & Appeals, Dept. of	<u>\$ 1,339,527</u>	<u>\$ 1,339,527</u>	<u>\$ 1,339,527</u>	<u>\$ 1,339,527</u>	<u>\$ 0</u>	
<u>Regents, Board of</u>						
Regents, Board of						
BOR UIHC - Expansion Population-ICA	\$ 35,969,365	\$ 47,020,131	\$ 47,020,131	\$ 49,020,131	\$ 2,000,000	PG 63 LN 22
BOR UIHC - ICA	27,284,584	27,284,584	27,284,584	27,284,584	0	PG 62 LN 11
UIHC IowaCare Physician	<u>0</u>	<u>0</u>	<u>0</u>	<u>12,000,000</u>	<u>12,000,000</u>	PG 64 LN 3
Total Regents, Board of	<u>\$ 63,253,949</u>	<u>\$ 74,304,715</u>	<u>\$ 74,304,715</u>	<u>\$ 88,304,715</u>	<u>\$ 14,000,000</u>	
<u>Iowa Finance Authority</u>						
Iowa Finance Authority						
Rent Subsidy Program-SLTF	\$ 700,000	\$ 700,000	\$ 700,000	\$ 700,000	\$ 0	PG 61 LN 6
Total Iowa Finance Authority	<u>\$ 700,000</u>	<u>\$ 700,000</u>	<u>\$ 700,000</u>	<u>\$ 700,000</u>	<u>\$ 0</u>	
Total Health and Human Services	<u>\$ 556,051,804</u>	<u>\$ 460,158,816</u>	<u>\$ 444,591,109</u>	<u>\$ 470,007,060</u>	<u>\$ 9,848,244</u>	

Summary Data

FTE

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Health and Human Services	6,766.27	6,988.71	6,730.20	7,035.31	46.60	
Grand Total	<u>6,766.27</u>	<u>6,988.71</u>	<u>6,730.20</u>	<u>7,035.31</u>	<u>46.60</u>	

Health and Human Services

FTE

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
<u>Aging, Dept. on</u>						
Aging, Dept. on						
Aging Programs	38.11	37.50	36.50	36.00	-1.50	PG 1 LN 8
Total Aging, Dept. on	<u>38.11</u>	<u>37.50</u>	<u>36.50</u>	<u>36.00</u>	<u>-1.50</u>	
<u>Public Health, Dept. of</u>						
Public Health, Dept. of						
Addictive Disorders	4.36	18.00	15.45	18.00	0.00	PG 2 LN 35
Healthy Children and Families	11.00	14.00	12.50	14.00	0.00	PG 5 LN 8
Chronic Conditions	1.00	3.00	3.60	3.00	0.00	PG 6 LN 13
Community Capacity	10.19	21.00	18.10	21.00	0.00	PG 7 LN 12
Environmental Hazards	1.01	4.50	4.50	4.50	0.00	PG 11 LN 10
Infectious Diseases	4.52	5.00	4.50	5.00	0.00	PG 11 LN 18
Public Protection	125.49	130.00	128.75	130.00	0.00	PG 11 LN 24
Resource Management	9.06	10.00	9.75	10.00	0.00	PG 12 LN 11
Total Public Health, Dept. of	<u>166.62</u>	<u>205.50</u>	<u>197.15</u>	<u>205.50</u>	<u>0.00</u>	
<u>Human Services, Dept. of</u>						
General Administration						
General Administration	323.89	354.33	318.00	354.33	0.00	PG 50 LN 11
Field Operations						
Child Support Recoveries	501.72	520.00	481.50	520.00	0.00	PG 23 LN 6
Field Operations	2,007.13	2,000.13	1,939.13	2,000.13	0.00	PG 49 LN 33
Total Field Operations	<u>2,508.86</u>	<u>2,520.13</u>	<u>2,420.63</u>	<u>2,520.13</u>	<u>0.00</u>	
Toledo Juvenile Home						
Toledo Juvenile Home	120.83	125.00	100.00	125.00	0.00	PG 35 LN 14
Eldora Training School						
Eldora Training School	192.72	202.70	168.20	202.70	0.00	PG 35 LN 19
Cherokee CCUSO						
Civil Commit. Unit for Sex Offenders	86.16	105.50	72.17	105.50	0.00	PG 49 LN 10
Cherokee						
Cherokee MHI	198.95	205.00	201.00	205.06	0.06	PG 44 LN 7

Health and Human Services

FTE

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Gov Rec FY 2011 <u>(3)</u>	House Approp FY 2011 <u>(4)</u>	House Approp vs. Est Net 2010 <u>(5)</u>	Page and Line # <u>(6)</u>
Clarinda						
Clarinda MHI	102.50	114.95	100.68	114.95	0.00	PG 44 LN 12
Independence						
Independence MHI	279.47	287.85	265.78	287.85	0.00	PG 44 LN 17
Mt Pleasant						
Mt Pleasant MHI	107.50	116.44	107.64	116.44	0.00	PG 44 LN 22
Glenwood						
Glenwood Resource Center	921.07	947.24	960.91	961.91	14.67	PG 45 LN 5
Woodward						
Woodward Resource Center	751.86	737.16	792.27	797.47	60.31	PG 45 LN 8
Assistance						
Family Investment Program/JOBS	14.99	16.50	12.00	12.00	-4.50	PG 21 LN 34
Health Insurance Premium Payment	14.98	19.00	11.00	19.00	0.00	PG 30 LN 27
Medical Contracts	2.01	6.00	2.00	6.00	0.00	PG 31 LN 4
Child Care Assistance	2.01	0.00	1.00	1.00	1.00	PG 33 LN 1
Total Assistance	<u>33.99</u>	<u>41.50</u>	<u>26.00</u>	<u>38.00</u>	<u>-3.50</u>	
Total Human Services, Dept. of	<u>5,627.80</u>	<u>5,757.80</u>	<u>5,533.28</u>	<u>5,829.34</u>	<u>71.54</u>	
<u>Veterans Affairs, Dept. of</u>						
Veterans Affairs, Department of						
General Administration	15.98	15.20	14.00	15.20	0.00	PG 12 LN 30
Veterans Affairs, Dept. of						
Iowa Veterans Home	<u>917.77</u>	<u>972.71</u>	<u>949.27</u>	<u>949.27</u>	<u>-23.44</u>	PG 13 LN 2
Total Veterans Affairs, Dept. of	<u>933.74</u>	<u>987.91</u>	<u>963.27</u>	<u>964.47</u>	<u>-23.44</u>	
Total Health and Human Services	<u><u>6,766.27</u></u>	<u><u>6,988.71</u></u>	<u><u>6,730.20</u></u>	<u><u>7,035.31</u></u>	<u><u>46.60</u></u>	